

PART III.

REGULATIONS MADE UNDER THE ¹GOVERNMENT OF INDIA ACT, 1870 (33 VICT., CAP. 3), AND UNDER SECTION 71 OF THE GOVERNMENT OF INDIA ACT, 1915 (5 AND 6 GEO. 5, CAP. 61), IN FORCE IN BOMBAY.

REGULATION No. V of 1872. ²

[THE SINDH FRONTIER REGULATION, 1872.] ³

[Published in the Gazette of India of 30th November, 1872, Pt. I, p. 1076, and in the Bombay Government Gazette of 28th November, 1872, Pt. I, p. 1225.]

WHEREAS the Secretary of State for India in Council has by Resolution Preamble. in Council declared the provisions of the ¹33rd of Viet, cap. 3, section 1, to be applicable from the first day of January, 1873, to the districts of Kohistán, Johee, Nasirábád, Sujáwal, Sehwan, Kakkar, Kambar, Jacobábád, Thul and Kasimor bordering on the frontier of Sindh from Mithi on the Indus to the sea west of Karachi ;

And whereas the Governor of Bombay in Council has proposed to the Governor General in Council a draft of the following Regulation, together with the reasons for proposing the same, for the peace and government of the said districts ;

And whereas the Governor General in Council has taken such draft and reasons into consideration, and has approved of such draft, and the same has received the Governor General's assent :

In pursuance of the direction contained in the said section, the following Regulation is now published in the Gazette of India, and will be published in the local Gazette, and will thereupon have the force of law :—

1. In the event of any frontier tribe acting in a hostile or unfriendly manner to the British Government, it shall be lawful for the ⁴ [District Magistrate], with the previous sanction of the Commissioner in Sindh, to sentence Frontier tribe acting in unfriendly manner towards British Government.

¹ The Government of India Act, 1870, was repealed by the Government of India Act, 1915 (5 and 6 Geo. 5, Cap. 61), See now s. 71 of the latter Act.

² Reg. 3 of 1892 is to be read with, and taken as part of, Regulation 5 of 1872—see Reg. 3 of 1892, s. 3, *infra*.

³ This short title was given by Notification No. 13, dated 11th October, 1875, see Gazette of India, 1875, Pt. I, p. 529.

⁴ The words "District Magistrate" were substituted for the words "Collector and Magistrate of the District" by the Sindh Frontier Regulation, 1892 (3 of 1892), s. 2 (2), *infra*.

to simple imprisonment for such term as he thinks fit all or any members of the said tribe and to detain or confiscate their property (provided that the person so sentenced and the property so detained or confiscated be within British territory), and also to debar members of the tribe from access into British territory, and to prohibit British subjects from all intercourse with such tribe.

New hamlet, etc., not to be erected without consent of District Magistrate.

2. No new hamlet, village, tower or walled enclosure shall be erected in British territory within twenty miles of the frontier-line without the consent of the ¹[District Magistrate], who shall have power to prohibit the erection thereof if deemed necessary. In the event of the ¹[District Magistrate] prohibiting such erection, he must record the grounds of his decision. The ¹[District Magistrate] shall also have power to pull down any such walled enclosure erected without his knowledge.

Levy of fines on village-communities.

3. The ²Deputy Collector and Magistrate of the division of the district, with the concurrence of the District Magistrate, may impose fines on village, communities, the members of which, after due inquiry, are found to be guilty of colluding with or harbouring criminals, or combining to suppress evidence in criminal cases :

Provided that, when the fine imposed shall exceed Rs. (10) ten per head of offenders of the village, the case shall be referred for sanction to the Commissioner in Sindh.

Recovery of fines.

All fines imposed under this section shall be recoverable in default of payment in the same manner as arrears of land-revenue.

Power of Magistrate in respect of residence of certain individuals.

4. When any person is known or believed to have a blood-feud or other cause of quarrel likely to lead to bloodshed with parties beyond the border, the ¹[District Magistrate] may require such person to reside beyond the limits of the territory to which these rules apply, or in such place within the territory as he may deem desirable :

Provided that, if such person be a resident of the village, hamlet or place from which he is required to remove, the sanction of the Commissioner in Sindh be obtained.

Power of Commissioner to order removal of village.

5. Whenever it may be expedient on military grounds, it shall be lawful for the Commissioner in Sindh to direct the removal of any village on the immediate border to any other site within fifty miles of the original site, and

¹ The words "District Magistrate" were substituted for the words "Collector and Magistrate of the District" by the Sindh Frontier Regulation, 1892 (3 of 1892), s. 2 (2), *infra*.

² Now Sub-divisional Magistrate—see the Criminal Procedure Code, 1898 (Act 5 of 1898), s. 3, in Genl. Acts, Vol. V.

to award such sums to the inhabitants as shall, in the opinion of the Commissioner in Sindh, be proper compensation for any loss which may have been occasioned to them by such removal. The Commissioner shall grant an order on the proper officer for the amount of the compensation awarded.

6. [*Referring of cases to Elders*]. *Rep. Reg. III of 1892.*

7. Any man who has sexual intercourse with a person who is, and whom he knows, or has reason to believe, to be, the wife of another man, without the consent or connivance of that man, such sexual intercourse not amounting to the offence of rape,

and any married woman who knowingly and by her own consent has sexual intercourse with any man who is not her husband without the consent or connivance of her husband,

is guilty of the offence of adultery, and shall be punished with rigorous or simple imprisonment for a term which may extend to five years, or with fine, or with both.

8. The ²[District Magistrate], any Magistrate of the First Class inquiring into the case, or, with the sanction of the ²[District Magistrate], any Magistrate duly empowered to commit to the Court of Sessions, may, after recording his reason for so doing, tender a pardon to any one or more of the persons supposed to have been directly or indirectly concerned in, or privy to, any offence on condition of his or their making a full, true and fair disclosure of the whole of the circumstances within his or their knowledge relative to the crime committed, and every other person concerned in the perpetration thereof.

Any person accepting a tender of pardon under this section shall be examined as a witness in the case under the rules applicable to the examination of witnesses.

Such person, if not on bail, shall be detained in custody, pending the termination of the trial.

A Magistrate having tendered a pardon under this section and examined the accused person is precluded from trying the case himself.

9. Persons offending against any of the rules here laid down, or against any prohibition or requisition made under the first, second, fourth or fifth sections of this Regulation, shall be liable on conviction to imprisonment.

¹ As to the application of sections 60, 63, 64, 65, 68 to 74 and section 67 of the Indian Penal Code to sentences passed under section 7 or section 9 of Regulation V of 1872, see the Sindh Frontier Regulation, 1892 (3 of 1892), s. 28 (1), *infra*.

² The words "District Magistrate" were substituted for the words "Collector and Magistrate of the District" by the Sindh Frontier Regulation, 1892 (3 of 1892), s. 2 (2), *infra*.

Aden Pilgrims and Paupers.

[1887 : Reg. XI.]

rigorous or simple, which may extend to six months, or fine which may extend to Rs. 1,000.

Register of cases.

10. In every district a register shall be kept of all cases dealt with under this Regulation, and a statement of all such cases shall be submitted half-yearly to the Commissioner in Sindh.

Supersession of Code of Criminal Procedure and Indian Penal Code.

11. In so far as this Regulation is inconsistent with the provisions of the ¹ Code of Criminal Procedure, and the ² Indian Penal Code, this Regulation ^{XLV of 1860.} supersedes the provisions of those enactments.

REGULATION No. XI of 1887.

[THE ADEN PILGRIMS AND PAUPERS REGULATION, 1887.]

[Received the Governor General's assent on 23rd August, 1887; published in the Gazette of India, Pt. I, p. 436; and in the Bombay Government Gazette, 1-87, Pt. I, p. 755.]

A Regulation to place restrictions on the entry of Pilgrims and other Indigent Persons into Aden.

WHEREAS it is expedient to place restrictions on the entry of pilgrims and other indigent persons into Aden; It is hereby enacted as follows :—

Title and commencement.

1. (1) This Regulation may be called the Aden Pilgrims and Paupers Regulation, 1887; and

(2) It shall come into force at once.

Definitions.

2. In this Regulation—

(1) [*Aden*]. *Rep. Act XVI of 1895*;

(2) “ pilgrim ” means a person proceeding to or returning from a pilgrimage to the Hadjaz :

(3) “ prescribed ” means prescribed by a rule under this Regulation : and

(4) “ Resident ” means the Political Resident at Aden.

¹ See now Act 5 of 1898, Genl. Acts, Vol. V.

² Genl. Acts, Vol. I.

PART I.

PILGRIMS.

3. A pilgrim shall, on arriving at Aden by land or by sea, proceed forth- Lodgment with to a prescribed place, and shall not, without the permission in writing of of pilgrims. the Resident, or of an officer appointed by the Resident in this behalf, leave the limits of the prescribed place except for the purpose of going directly on board ship.

4. The Resident may from time to time make rules—

(a) fixing places for the accommodation of pilgrims and determining the limits thereof: Power to Resident to make rules.

(b) providing for the sanitary regulation of those places:

(c) fixing fees to be paid by pilgrims for accommodation thereat: and

(d) generally for carrying out the purposes of this Part.

5. If a pilgrim contravenes either of the provisions of section 3, or any Penalties. provision of a rule under section 4, he shall be punished with fine which may extend to one hundred rupees.

6. If a prescribed fee is not paid at the prescribed time, it may be recov- Recovery of ered, on application to a Magistrate, by the distress and sale of any moveable fees. property belonging to the defaulter.

PART II.

INDIGENT PERSONS.

7. (1) The Resident, with the previous sanction of the Governor of Bombay in Council, may from time to time, by notification, prohibit, from a Power to prohibit landing of indigent persons. date specified in the notification, and either absolutely or subject to conditions, the conveyance to and landing at Aden of indigent persons whether pilgrims or not * * * * *

(2) A prohibition under this section shall continue in force for so long as the Resident, with the concurrence of the Governor of Bombay in Council, considers it to be necessary for military, sanitary or other reasons.

(3) The notification of the prohibition shall be published in the Gazette of India and in the Bombay Government Gazette and in such other manner as the Resident thinks fit, or as the Governor of Bombay in Council directs; and the date specified therein shall, so far as circumstances appear to the Resident to admit, be so fixed that owners and masters of vessels which are in the habit

¹ The words "being natives of Asia or Africa" were repealed by the Aden Pilgrims and Paupers Regulation (1887) Amendment Regulation, 1902 (2 of 1902), *infra*.

of conveying passengers to Aden may have timely information of the contents of the notification.

Penalty for
breach of
prohibition.

8. (1) If any person knowingly contravenes a prohibition under the last foregoing section, or commits a breach of any condition to which the prohibition is subject, he shall be punished with imprisonment for a term which may extend to six months, or with fine which may extend to five thousand rupees, or with both.

(2) Where the owner or master of a vessel, with or in relation to which an offence under sub-section (1) is alleged to have been committed, is accused under that sub-section, the vessel may, by order of the Resident, be detained; and, if the owner or master is adjudged to pay a fine for the offence, the Court may, in addition to any other process for compelling payment, direct the levy of the fine by distress and sale of the vessel, and the tackle, apparel and furniture thereof, or so much thereof as is necessary.

PART III.

SUPPLEMENTAL PROVISION.

Questions as
to applicabil-
ity of Regu-
lation.

9. If in any case a question arises as to the applicability of this Regulation to a person as a pilgrim or an indigent person, a statement in writing by the Resident, or by an officer appointed by the Resident in this behalf, that the person is or was believed to be a pilgrim or an indigent person, as the case may be, shall be conclusive proof that this Regulation is or was applicable to him as such.

REGULATION No. II of 1891.

[THE ADEN LAWS REGULATION, 1891.]

[Received the Governor General's assent on 29th April, 1891; published in the Gazette of India, 1891, Pt. I, p. 219; and in the Bombay Government Gazette, 1891, Pt. I, p. 409.]

A Regulation for determining the Laws to be in force in Aden and its Dependencies.

WHEREAS it is expedient to extend the Act of the Governor General in Council; No. II of 1864,² and other enactments to such dependencies of

¹ As to laws in force and jurisdiction exercised in the territories known as the Aden Protectorate, see Notification No. 308-G. B., dated the 1st February 1907, Gazette of India, 1907, Pt. I, p. 74, and Bombay Government Gazette, 1907, Pt. I, p. 367.

² The Aden Civil and Criminal Justice, Act, 1864 *supra*.

Aden for the time being as are administered by the Governor of Bombay in Council, and to make provision for the exception of the whole or any part of Aden or its dependencies from any enactment for the time being applying thereto ; It is hereby enacted as follows :—

1. (1) This Regulation may be called the Aden Laws Regulation, 1891 ; Title and
and commencement.

(2) It shall come into force on such ' day as the Governor of Bombay in Council, by notification in the Bombay Government Gazette, appoints in this behalf.

2. In this Regulation, and in all enactments and rules heretofore or here- Definition of
after passed and made by the Governor General in Council or the Governor of "Aden."
Bombay in Council, the word " Aden " shall, unless there is something repug-
nant in the subject or context, or the word is used with reference to Her
Majesty's Vice-Admiralty Court at Aden, be construed to mean the settlement
of Aden and such of its dependencies for the time being, inclusive of the
villages of Shaik Othman, Imad and Hiswa, the Island of Perim and Little
Aden, as are administered by the Governor of Bombay in Council.

3. Any enactment which at the commencement of this Regulation is in Local extent
force in any part of Aden shall be thereafter deemed, until it is repealed or its of enact-
operation is withdrawn under this Regulation or otherwise, to be in force applying to
throughout the whole of Aden. any part of
Aden.

4. (1) The Governor of Bombay in Council, with the previous sanction Power to
of the Governor General in Council, may, by notification in the Bombay except from
Government Gazette, except the whole or any part of Aden from the operation operation of
of the whole or any part of any enactment which has been declared to be in enactments
XIV of 1874, force in Aden or been extended thereto under the ³ Scheduled Districts Act, applying to
1874, or has been especially enacted therefor by the Governor General in Council Aden.

or the Governor of Bombay in Council, or, having been enacted by either of
those authorities, extends thereto under the last foregoing section or by reason
of its applying to territories comprising Aden.

(2) With the like sanction and by a like notification, the Governor of
Bombay in Council may vary or cancel a notification under sub-section (1).

5. The ³ notification of the Governor of Bombay in Council, No. 823, Cancellation
dated the 10th February, 1886, respecting the Island of Perim, is hereby of notifica-
cancelled. tion under
Scheduled
Districts Act,
1874.

¹ The 1st June, 1891—see Bom. Government Gazette, 1891, Pt. I, p. 409.

² Genl. Acts, Vol. II. For list of enactments so extended, see Appendix *infra*, p. 303.

³ Gazette of India, 1886, Pt. I, p. 86, and Bombay Government Gazette, 1886, Pt. I, p.
105.

THE SINDH FRONTIER REGULATION, 1892.

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REGULATION No. III of 1892.

[THE SINDH FRONTIER REGULATION, 1892.]

[Received the Governor General's assent on 22nd April, 1892; published in the Gazette of India, 1892, Pt. I, p. 189; and in the Bombay Government Gazette, 1892, Pt. I, p. 369.]

A Regulation to amend the Law for the Suppression of Crime on the Sindh Frontier.

WHEREAS it is expedient to amend the law for the suppression of crime on the Sindh frontier; It is hereby enacted as follows:—

Preliminary.

1. (1) This Regulation may be called the Sindh Frontier Regulation, 1892; Title and commencement.
and

(2) It shall come into force at once.

2. (1) [Repeal]. Rep. Act XVI of 1895.

V of 1872.

(2) In the ¹ Sindh Frontier Regulation, 1872, the words "District Magistrate" shall be substituted for the words "Collector and Magistrate of the District" and for the words "Collector and Magistrate," wherever they occur. Amendment of Sindh Frontier Regulation, 1872.

V of 1872.

3. This Regulation shall be read with, and taken as part of, the ¹ Sindh Frontier Regulation, 1872. Regulation to be read with Regulation V of 1872, Definition.

4. In this Regulation, "Council of Elders" means three or more persons convened according to the Pathan, Baluch or other usage, as the District Magistrate may in each case direct.

Council of Elders.

5. (1) When the District Magistrate is satisfied from a police-report or other information that a dispute exists likely to cause a blood-feud, or murder, or culpable homicide not amounting to murder, or mischief, or a breach of the peace, he may, if he considers that the settlement thereof in the manner provided by this section will tend to prevent or terminate the consequences

anticipated, and if a suit is not pending in respect of the dispute, make an order in writing, stating the grounds of his being so satisfied and referring the dispute to a Council of Elders.

(2) The reference shall state the matter or matters on which the finding of the Council of Elders is required.

(3) On receipt of a finding of a Council of Elders under this section, the District Magistrate may—

- (a) remand the case to the Council for a further finding, or
- (b) refer the case to a second Council, or
- (c) refer the parties to the Civil Court, or
- (d) pass a decree in accordance with the finding of the Council on any matter stated in the reference, or
- (e) declare that further proceedings under this section are not required.

Effect of
decree on
finding of
Council.

6. A decree passed under section 5, sub-section (3), clause (d), shall not give effect to any finding or part of a finding which, in the opinion of the District Magistrate, is contrary to good conscience or public policy, but shall—

- (a) be a final settlement of the case so far as the decree relates to any matter stated in the reference, although other matters therein stated may remain undisposed of, and
- (b) have, to that extent and subject to the provisions of this Regulation with respect to revision, the same effect as a decree of a Civil Court of ultimate resort, and be enforced by the District Magistrate, in the same manner as a decree of such a Court may be enforced.

Restriction
on jurisdiction
of Civil
Courts.

7. A Civil Court shall not take cognizance of any claim with respect to which the District Magistrate has proceeded under section 5, sub-section (3), clause (a), clause (b) or clause (d).

Criminal
references to
Councils of
Elders.

8. (1) If, in the opinion of the Commissioner in Sindh or of the District Magistrate, it is inexpedient that the question of the guilt or innocence of any person or persons accused of any offence punishable under the ¹ Indian Penal Code with death or transportation for life, or of any of several persons so accused, should be tried by a Court of Session, the District Magistrate may, or, if the Commissioner in Sindh shall so direct, shall refer the question to the decision of a Council of Elders, and require the Council to come to a finding on the question, after such inquiry as may be necessary and hearing the accused.

(2) On receipt of the finding of a Council of Elders under this section, the District Magistrate may—

- (a) remand the question to the Council for a further finding, or
- (b) refer the question to a second Council, or
- (c) acquit the accused person or persons, or any of them, or,
- (d) in accordance with the finding of the Council on any matter of fact, convict the accused person or persons, or any of them, of any offence of which the facts found show him or them to be guilty.

9. (1) If any person accused under section 8 shall be convicted of any Punishment on conviction on finding of offence punishable under the ¹ Indian Penal Code with death or transportation for life, the District Magistrate may pass upon him any sentence of fine, Council, or in lieu thereof, or in addition thereto, of imprisonment for any term not exceeding seven years or of transportation for seven years.

(2) If any person so accused as aforesaid shall be convicted of any offence, the District Magistrate may pass upon him any sentence of fine.

10. (1) The District Magistrate may, when he imposes a sentence of fine, Disposal of fines. order the whole or any part of the fine recovered to be applied—

- (a) in defraying expenses properly incurred in the prosecution, or
- (b) in compensation for the injury caused by the offence committed, where in the opinion of the District Magistrate such injury can be compensated by money, or
- (c) partly in one of such methods and partly in the other.

(2) At the time of awarding compensation in any subsequent civil suit ~~relating to the same matter~~, the Court shall take into account any sum paid as compensation under sub-section ~~(1)~~.

11. Any sentence passed under section 9 shall be executed in the manner ^{Manner of enforcing sentences.} provided for sentences passed by a Court of any of the classes mentioned in section 6 of the ² Code of Criminal Procedure, 1892.

12. The powers conferred by section 8 on the Commissioner in Sindh and the District Magistrate may be exercised by them respectively in cases committed to the Court of Session at any time before the trial before that Court has commenced, and in cases pending before any Court inferior to the Court of Session at any time before an order of committal to the Court of Session has been made. ^{Time for exercising power of reference to Council of Elders.}

¹ Genl. Acts, Vol. I.

² See now the same section of the Criminal Procedure Code, 1898 (Act 5 of 1898), Genl. Acts, Vol. V.

Motion by public prosecutor in view to reference in Council of Elders.

13. (1) In any trial before a Court of Session the public prosecutor may when instructed in writing in that behalf by the Commissioner in Sindh or the District Magistrate, at any time before the order of conviction or acquittal has been made with respect to any accused person, withdraw from the prosecution of that person, in order that the case may be referred to a Council of Elders.

(2) The Sessions Judge shall thereupon stay proceedings with respect to that person, and the District Magistrate shall refer the case to a Council of Elders.

(3) A person in respect of whom the Sessions Judge has stayed proceeding under this section shall not be liable to be tried again before a Court of any of the classes mentioned in section 6 of the ¹ Code of Criminal Procedure, X of 1882. 1882, either for the same offence or on the same facts for any other offence.

Case of persons jointly accused of an offence.

14. The powers conferred by section 8 as limited by section 12 may be exercised against, and the withdrawal of a prosecution under section 13 may have reference to, one or some only of two or more persons jointly accused of an offence.

Recommendations of Council of Elders.

15. (1) When a Council of Elders, to which a reference has been made under this Regulation, makes any recommendation to which effect might be given, if it were a finding on a matter or question referred to the Council under this Regulation, the District Magistrate may deal with the recommendation or any part of it as if the recommendation or such part thereof were a finding under section 5 or section 8.

(2) When the District Magistrate deals with a recommendation under subsection (1), he may pass any such decree as is authorised by section 5, or any such sentence of fine as is authorised by section 9, and the decree or sentence shall have the same effect and be enforced in the same manner as if it were a decree or sentence passed under section 5 or section 9, as the case may be.

Record of District Magistrate.

16. (1) When the District Magistrate passes under this Regulation a sentence of fine exceeding two hundred rupees, or of imprisonment for a term exceeding three months, or of transportation, he shall make a record of the facts of the case, of the offence committed, and of his reasons for passing the sentence.

(2) The record shall be made by the District Magistrate in English, and in his own hand, unless he is prevented by any sufficient reason from so making it, in which case he shall record the reason of his inability, and shall cause the record to be made from his dictation in open Court.

¹ See now the same section of the Criminal Procedure Code, 1898 (Act 5 of 1898), Genl. Acts, Vol. V.

17. (1) No appeal shall lie from a decree or sentence passed under this Regulation. Revision of decrees and sentences.

(2) The Commissioner in Sindh may call for the record of any proceeding under this Regulation and revise a decree on the ground that it is contrary to good conscience or public policy, or a sentence on the ground that it is illegal or excessive.

(3) When the Commissioner in Sindh finds it necessary to revise a decree, or sentence in any case under sub-section (2), he may pass any order in the case which the District Magistrate might have passed.

(4) The provisions of this Regulation with respect to the effect of, and the mode of enforcing, a decree or sentence of the District Magistrate shall apply to a decree or sentence as revised by the Commissioner in Sindh.

18. Whenever a reference is made to a Council of Elders under this Regulation, the District Magistrate may order that the parties and their witnesses shall appear before the Council of Elders in person at a place and time specified in the order. Attendance of parties and witnesses before Council of Elders.

Preventive Jurisdiction.

19. (1) When there is reason to believe that any person has committed or attempted to commit an offence punishable under section 498 of the Indian Penal Code, an officer in charge of a police-station may, without an order from a Magistrate and without a warrant, arrest that person on the requisition of the husband of the woman, or, in his absence, of any person having the care of her on his behalf, or, in the absence of both the husband and every such person as last aforesaid from the village in which the woman resides, on the requisition of a headman of the village. Arrest without warrant in cases under section 498 of the Indian Penal Code.

(2) A police-officer making an arrest under sub-section (1) shall, without unnecessary delay, take or send the person arrested to the nearest Magistrate having jurisdiction.

(3) The Magistrate may, in default of bail being furnished to his satisfaction, detain the person arrested for such period not exceeding fifteen days as may be necessary to enable the husband, or, in his absence, any person who had care of the woman in his behalf, to make a complaint.

Security for Good Behaviour.

20. (1) When the District Magistrate or the Commissioner in Sindh is of opinion that it is necessary, for the purpose of preventing murder or culpable homicide not amounting to murder, to require any person to execute a bond for good behaviour, he may, on the conditions and in the circumstances Security for the prevention of murder or culpable homicide.

mentioned in this section, order such person to execute a bond, with or without sureties, for his good behaviour during such period, not exceeding three years, as the District Magistrate or the said Commissioner, as the case may be, may fix.

(2) The District Magistrate may make an order under sub-section (1)—

(a) on the recommendation of a Council of Elders, or

(b) after inquiry as hereinafter provided.

(3) When any person has been convicted in accordance with the finding of a Council of Elders of an offence mentioned in section 106 of the ¹ Code of Criminal Procedure, 1882, or punishable under section 302, 304, 307 or 308 of the ² Indian Penal Code, the District Magistrate at the time of passing sentence, or the Commissioner in Sindh at the time of revising the sentence, may make an order under sub-section (1) with respect to that person.

(4) When the District Magistrate makes an order under sub-section (1) on the recommendation of a Council of Elders, he shall record his reasons for acting on the recommendation.

21. When a blood-feud or other cause of quarrel likely to lead to bloodshed exists, or, in the opinion of the District Magistrate, is likely to arise, between two families, the District Magistrate may, on the recommendation of a Council of Elders, or after inquiry as hereinafter provided, order all or any members of both families or of either family to execute a bond, with or without sureties, for their good behaviour during such period, not exceeding three years, as he may fix.

Security from families when a blood-feud exists or is probable.

Procedure in inquiry.

22. (1) An inquiry for the purposes of section 20 or section 21 may be conducted, so far as may be necessary, out of Court.

(2) Every person from whom it is proposed to require a bond under section 20, and the principal members of any family from which it is proposed to require a bond under section 21, shall have an opportunity of showing cause in Court why such bond should not be required, and of having his or their witnesses examined there, and of cross-examining any witness not called by himself or themselves who may testify there to the necessity for the execution of such bond.

¹ See now the same section of the Criminal Procedure Code, 1898 (Act 5 of 1898), Genl. Acts, Vol. V.

² Genl. Acts, Vol. I.

X of 1882.

(3) Sections 112, 113, 115 and 117 of the¹ Code of Criminal Procedure, 1882 shall not apply to an inquiry under this section, but the District Magistrate shall record his order with the reasons for making it.

23. (1) The commission or attempted commission, or the abetment, by Breach of bond.

XLV of 1860, any person who has given security for good behaviour under section 20, of any offence punishable under Chapter XVI of the² Indian Penal Code with imprisonment for a term of one year or upwards, shall be a breach of the bond.

(2) If, while a bond executed under section 21 is in force, the life of any member of either family is unlawfully taken or attempted to be taken by, or with the abetment of, any member or members of the other family, the District Magistrate may declare the bond of all or any of the members of the other family, and their sureties (if any), to be forfeited.

24. (1) If any person ordered to give security for good behaviour under section 20 or section 21 does not give security on or before the date on which Imprisonment in default of security. the period for which the security is to be given commences, he may be committed to prison, or, if he is already in prison, be detained in prison, until that period expires, or until within that period he has given the required security to the officer who made the order requiring it or to the officer in charge of the jail in which he is detained.

(2) Imprisonment for failure to give security under section 20 or section 21 may be rigorous or simple, as the officer requiring the security may in each case direct.

25. No person, who has suffered imprisonment for three years for failure Length of imprisonment. to give security for good behaviour under section 20 or section 21, shall be again required to give security unless or until a fresh order has been passed in accordance with the provisions of this Chapter or of the Code of Criminal

X of 1882. Procedure, 1882.

26. (1) Any person, who has under section 20 or section 21 given security or been imprisoned for failure to give security, may be brought before the District Magistrate if, on the expiry of the period for which security was required to be given, the District Magistrate shall so direct. Further security.

(2) When the District Magistrate thinks it necessary for the purpose of preventing bloodshed to require security for a further period from any person so brought before him, he shall record a proceeding to that effect.

(3) Such proceeding may be founded on the facts on which the original order to give security was founded, and it shall not be necessary to prove any

¹ See now the same sections of the Criminal Procedure Code, 1898 (Act 5 of 1898), Genl. Acts, Vol. V.

² Genl. Acts, Vol. I.

fresh facts to justify an order to give security for a further period under this section, and such order, if passed, shall have the same effect and be enforced in the same manner as an original order to give security under section 20 or section 21.

(4) Notwithstanding anything in this section, no person shall suffer for failure to give security under section 20 or section 21 continuous imprisonment for more than six years, or, without the sanction of the Commissioner in Sindh, for more than three years.

Relation of
sections 20
to 26 to the
ordinary law.

27. Sections 20 to 26 (both inclusive) shall be read with, and construed as part of Chapter VIII of the ¹ Code of Criminal Procedure, 1882, X of 1882, which shall, except when the contrary is expressed or implied, be applicable, so far as may be, to cases of requiring or giving security under section 20, 21 or 26.

Supplemental.

Application
of provisions
of Indian
Penal Code
respecting
fines and
imprison-
ment.

28. (1) The provisions of sections 60, 63, 64 and 65 and of sections 68 to 74 (both inclusive) of the ² Indian Penal Code and, subject to the XLV of 1860, provisions of sub-section (3) of this section, the provisions of section 67 of the said Code shall apply to sentences passed under this Regulation, or under section 7 or section 9 of the ³ Sindh Frontier Regulation, 1872. V of 1872.

(2) Any offence punishable under section 9, sub-section (1), of this Regulation shall, for the purposes of sections 64 and 65 of the ⁴ Indian Penal XLV of 1860, Code, be deemed to be punishable with rigorous imprisonment for a term which may extend to ten years.

(3) Any imprisonment imposed by the District Magistrate in default of payment of a fine may be rigorous or simple at his discretion.

THE ADEN SETTLEMENT REGULATION, 1900.

CONTENTS.

SECTIONS.

1. Short title, extent and commencement.
2. Definition of " Resident ".

¹ See now the same Chapter of Act 5 of 1898, Genl. Acts, Vol. V.

² Genl. Acts, Vol. I.

³ *Supra*.

SECTIONS.

3. Aden Settlement Fund.
4. Property placed under the direction, management and control of Resident.
5. Establishment and incorporation of Executive Committee.
6. Application of Aden Settlement Fund.
7. Employment of officers and servants.
8. Pension and leave-allowances of Government officials serving the Executive Committee.
9. Pension and leave-allowances of non-officials serving the Executive Committee.
10. Further provisions as to pensions, leave-allowances, etc.
11. Levy of imposts.
- 11A. Appeals against imposts and valuations.
12. Power to deal with public nuisances.
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15. Penalties.
16. Continuance in force of present rules.
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18. Rules and bye-laws to be printed and sold.
19. Recovery of taxes, etc.
20. Prosecutions.
21. Duties and powers of police-officers.
22. Resident to act till constitution of Executive Committee.

REGULATION No. VII of 1900.

[THE ADEN SETTLEMENT REGULATION, 1900.]

[Received the assent of the Governor General on the 14th August, 1900; published in the Gazette of India on the 25th idem; and in the Bombay Government Gazette on the 6th September, 1900.]

A Regulation to provide for the management of local affairs at Aden.

WHEREAS it is expedient to provide for the management of local affairs at Aden; It is hereby enacted as follows:—

1. (1) This Regulation may be called the Aden Settlement Regulation, 1900. Short title, extent and commencement.

(2) It extends to the whole of Aden, except so much thereof as may for the time being be included within the limits of the cantonment; and

(3) It shall come into force at once.

2. In this Regulation, unless there is anything repugnant in the subject or context, "Resident" means the Political Resident at Aden. Definition of "Resident."

Aden Settlement Fund.

3. There shall be a fund which shall be called the Aden Settlement Fund, and there shall be placed to the credit thereof—

- (1) the proceeds of all fines inflicted, and of all tolls, cesses, taxes and other imposts imposed, under this Regulation ;
- (2) all other moneys lawfully accruing thereto by gift or transfer from the Government or otherwise ; and
- (3) the balance (if any) in the hands of the Resident at the commencement of this Regulation under any rules or orders heretofore made by him for any of the purposes for which rules or orders may be made under this Regulation.

Property placed under the direction, management and control of Resident,

4. The Aden Settlement Fund and all property in Aden of the nature hereinafter in this section specified, other than property vested in or acquired by the Board incorporated by the 'Aden Port Trust Act, 1888, and called "the Trustees of the Port of Aden", shall be under the direction, management and control of the Resident, and shall be entrusted to, and held and applied by, him for the purposes of this Regulation ; that is to say—

Bom. V of 1888.

- (1) all public town-walls, gates, markets, slaughter-houses and buildings of every description not specially reserved by the Local Government ;
- (2) all public streams, tanks, reservoirs, cisterns, wells, springs, aqueducts, conduits, tunnels, pipes, pumps, and other water-works, and all bridges, buildings, engines, works, materials and things connected therewith or appertaining thereto, and also any adjacent land (not being private property) appertaining to any public tank or well ;
- (3) all public sewers and drains and all sewers, drains, tunnels, culverts gutters and water-courses in, alongside or under any street, and all works, materials and things appertaining thereto, as also all dust, dirt, dung, ashes, refuse, animal matter, filth or rubbish of any kind collected from the streets, houses, privies, sewers, cesspools or elsewhere ;
- (4) all public lamps and lamp-posts and the apparatus connected therewith or appertaining thereto ;
- (5) all land transferred by the Local Government, or by gift or otherwise, to the direction, management and control of the Resident for local public purposes ;
- (6) all public streets and the pavements, stones and other materials thereof, and also all trees, erections, materials, implements and things provided for such streets.

5. (1) There shall be established, as soon as may be after the commencement of this Regulation, an Executive Committee, which shall, subject to the control of the Resident, have such authority, discharge such functions, and exercise such powers within the area to which this Regulation for the time being extends, as the Resident may by any rules made under this Regulation direct. Establishment and incorporation of Executive Committee.

(2) The members of the Executive Committee shall be appointed and may be removed by the Resident in accordance with rules made under this Regulation.

(3) The Executive Committee shall be a body corporate by the name of the Executive Committee of Aden, and shall have perpetual succession and a common seal, with power, subject to the provisions of this Regulation, to contract and do all other things necessary for the purposes of its constitution, and may sue and be sued in its corporate name.

6. The Aden Settlement Fund shall be applicable to the payment, in whole or in part, of the charges and expenses incidental to the following matters within the area to which this Regulation for the time being extends, namely :— Application of Aden Settlement Fund.

- (1) the execution promotion and maintenance of works of public utility and convenience ;
- (2) the establishment and maintenance of schools ;
- (3) the registration of births, and deaths, the taking of a census and the recording of other facts of public interest or importance ;
- (4) the preparation and maintenance of registers of immoveable property and the registration of transfers of such property ;
- (5) the maintenance of proper sanitary arrangements and the prevention and cure of disease ;
- (6) the remuneration by fees of the members of the Executive Committee ; and
- (7) all acts and things which are likely to promote the safety, health, welfare or convenience of the inhabitants, or expenditure whereon may be declared by the Resident to be an appropriate charge on the Aden Settlement Fund.

7. Subject to the provisions of this Regulation and of any bye-laws made thereunder, the Executive Committee may employ such officers and servants as may be necessary or proper for the efficient execution of its duties, and may Employment of officers and servants.

assign to such officers and servants such pay as it may think fit, and may remove or dismiss any officer or servant so appointed.

Pension and leave-allowances of Government officials serving the Executive Committee.

8. Subject to the provisions of this Regulation and of any bye-laws thereunder, the Executive Committee may, in the case of an officer or servant, being a Government official,—

- (1) if the services of such officer or servant are wholly lent to the Executive Committee, subscribe for his pension or gratuity or leave allowances in accordance with any general or special orders of the Governor General in Council for the time being in force in this behalf; and
- (2) if such officer or servant devotes only a part of his time to the performance of duties on behalf of the Executive Committee, make such contribution on account of his pension or gratuity or leave-allowances as the Government may determine.

Pension and leave-allowances of non-officials serving the Executive Committee.

9. Subject to the provisions of this Regulation and of any bye-laws thereunder, the Executive Committee may, in the case of an officer or servant not being a Government official,—

- (1) grant him leave-allowances and, if he is not entitled to pension or if his monthly pay is less than ten rupees, a gratuity; and
- (2) if empowered in this behalf by the Local Government,—
 - (a) subscribe on his behalf, in accordance with any general or special orders of the Governor General in Council for the time being in force in this behalf, for a pension or gratuity payable on his retirement; or
 - (b) purchase for him from the Government or otherwise an annuity on his retirement:

Provided that no pension, gratuity, leave-allowance or annuity shall exceed the sum to which, under any general or special orders of the Governor General in Council for the time being in force, the officer or servant would be entitled if the service had been service under the Government.

Further provisions as to pensions, leave-allowances, etc.

10. (1) When a person is transferred from the service of the Executive Committee to that of the Government, the Executive Committee shall contribute to his pension and leave-allowances in accordance with any general or special orders of the Governor General in Council for the time being in force in this behalf.

(2) The Executive Committee shall not, unless with the assent of the Government, dispense with the services of any officer transferred to its service from the service of Government, or employed partly by the Government

and partly by it, without giving the Government six months' previous notice.

11. (1) Subject to any general or special orders which the Local Government may make in this behalf, the Resident may from time to time impose such tolls, cesses, taxes and other imposts as are necessary for the purposes of this Regulation, and may fix the times and mode of levying or recovering the same. ^{Levy of imposts.}

(2) The Resident may, subject as aforesaid, from time to time, abolish or reduce in amount any toll, cess, tax or other impost imposed by him under sub-section (1).

(3) All tolls, cesses, taxes and other imposts imposed by the Resident at the commencement of this Regulation shall continue to be levied and recovered as if they had been imposed under sub-section (1), unless and until abolished or reduced in amount under sub-section (2).

¹ 11A. (1) An appeal against any toll, cess, tax or other impost imposed by the Resident under section 11, and against any rateable value fixed for the purpose of any such tax in accordance with the rules under section 13, shall lie to the Judge of the Court of the Resident. ^{Appeals against imposts and valuations.}

(2) Provided that no such appeal shall be heard by the said Judge unless—

(a) in the case of an appeal against a rateable value,—the appellant has, before presenting the appeal, made complaint to such authority and in such mode and within such period as may be prescribed by rules under section 13, and the appeal is presented within one month of the date on which such complaint has been disposed of;

(b) in any other case,—the appeal is presented within one month of the date on which payment of the toll, cess, tax or impost is demanded.

(3) (a) Every rateable value fixed in accordance with the rules under section 13, against which no complaint has been made in accordance with such rules;

(b) the amount of every sum claimed from any person on account of any toll, cess, tax or impost under section 11, where no appeal therefrom is made under this section; and

¹ Section 11A was inserted by s. 2 of the Aden Settlement (Amendment) Regulation, 1919 (5 of 1919), *infra*.

(c) notwithstanding anything contained in Act II of 1864 (*An Act to provide for the administration of civil and criminal justice at Aden*), the decision of the Judge of the Court of the Resident upon any appeal under this section, shall be final.

(4) In this section "Judge of the Court of the Resident" includes the Resident and any Assistant Resident directed by the Resident to hear any appeal, or any class of appeals, under this section.

Power to
deal with
public nuis-
ances.

12. (1) Subject to the provisions of this Regulation and of any rules thereunder, the Executive Committee shall have power to define, prohibit, prevent and remove public nuisances, and, in order thereto, by notice in writing to require any person having the control of any building, latrine, privy, cesspool, drain, sewer or other thing creating, or likely to create, a public nuisance or danger to the public, to execute any work or to take any action which may appear to it to be necessary in the interests of the inhabitants of the area to which this Regulation for the time being extends.

(2) If any person makes default in complying with any requisition under sub-section (1), the Executive Committee may itself execute such work or take such action as aforesaid and recover the cost from the person in default.

(3) The Resident may make compensation from the Aden Settlement Fund to any person sustaining any damage by reason of the exercise of any of the powers vested in the Executive Committee under this section, and shall make compensation where the person sustaining the damage was not himself, in default in the matter in respect of which the power was exercised.

Power to
make rules.

13. The Resident, with the previous sanction of the Local Government shall, as soon as may be after the commencement of this Regulation, and from time to time, make rules to provide for all or any of the following matters, namely :—

(1) the constitution of the Executive Committee, the number, appointment, removal and remuneration of its members, its position in relation to the Resident and the functions to be discharged and the powers to be exercised by it under the orders of the Resident in any area to which this Regulation for the time being extends ;

(2) the manner in which contracts by, or on behalf of, the Executive Committee are to be executed ;

- (3) the accounts to be kept by the Executive Committee and the manner in which such accounts are to be audited and published ;
- (4) the authority on which money may be paid from the Aden Settlement Fund ;
- (5) the investment of any balance of the Aden Settlement Fund ;
- (6) the assessment and collection of any toll, cess, tax or other impost imposed under this Regulation, and the fees payable in respect of licenses or permits granted for any purpose under these rules or in respect of notices of demand ;
- (7) the manner in which works of public utility and convenience are to be executed and maintained by the Executive Committee ;
- (8) the conditions under which, where land is public property and its occupation or use by private persons is only permissive, such occupation or use shall be allowed, and under which possession may be resumed by the Resident and compensation may be granted on such resumption ;
- (9) the occupation and transfer of immoveable property owned by private persons and the construction of buildings on such property ;
- (10) the manner in which registers of immoveable property and of transfers of such property are to be maintained ;
- (11) the mode of registering births, marriages and deaths, taking a census and recording other facts of public interest and importance ;
- (12) the maintenance of proper sanitary arrangements, the prevention of overcrowding in buildings let in lodgings or occupied by the members of more than one family, the prevention and cure of disease, the management and regulation of public roads, the regulation and inspection of public and private privies, urinals, cesspools, drains and all places in which filth and rubbish is deposited, slaughter-houses, public markets and burial and burning grounds, and the regulation of offensive and dangerous trades and occupations ;
- (13) the definition, prohibition, prevention and removal of public nuisances ;

- (14) the requisitions which may be made on persons having the control of any building, latrine, privy, cesspool, drain, sewer or other thing creating, or likely to create, nuisances, and the mode of enforcing such requisitions ;
- (15) the supervision and regulation of public wells, tanks, springs or other sources from which water is, or may be, available for public use ;
- (16) the conditions governing the temporary or permanent residence of persons in any specified areas ;
- (17) the suppression of mendicancy and of loitering or importuning for the purpose of prostitution, and the removal or exclusion from any part of Aden of disorderly persons, of habitual offenders and of persons whom the Resident deems it expedient to exclude with or without assigning any reason for such exclusion ;
- (18) the restriction of the immigration of aliens without special permission ; and
- (19) generally, for carrying into effect the objects and purposes of this Regulation.

Supplemental provisions respecting rules.

14. (1) The power to make rules under the last foregoing section is subject to the condition of the rules being made after previous publication.

(2) The Local Government may, by notification in the local official Gazette, cancel any rule made as aforesaid.

Penalties.

15. In making any rule under clause (12) or any of the following clauses of section 13, the Resident may direct that a breach thereof shall be punished with fine which may extend to fifty rupees, or with imprisonment for a term which may extend to one month, or with both, and that a continuing breach of any of the said clauses may be further punished with fine which may extend to five rupees for every day after the date of the first conviction on which the offender is proved to have persisted in the offence.

Continuance in force of present rules.

16. (1) All rules heretofore made by the Resident, and in force at the commencement of this Regulation, for any of the purposes for which rules may be made under this Regulation, shall, as far as may be, be deemed to have been made under this Regulation.

(2) All penalties heretofore imposed under any such rules as aforesaid shall be deemed to have been imposed in accordance with law.

Bye-laws.

17. (1) The Executive Committee may, from time to time, with the previous sanction of the Resident, make bye-laws as to—

- (a) the time and place of its meetings ;

- (b) the manner in which notice of ordinary and special meetings and of adjourned meetings shall be given ;
 - (c) the quorum necessary for the transaction of business at ordinary meetings ;
 - (d) the conduct of proceedings at meetings and the adjournment of meetings ;
 - (e) the custody of the common seal and the purposes for which it is to be used ;
 - (f) the person or persons to be primarily responsible for the current executive administration, and his or their powers ;
 - (g) the persons by whom receipts shall be granted on behalf of the Executive Committee for money received under this Regulation ;
 - (h) the staff of officers and servants to be employed, and their respective designations, duties, salaries and fees ;
 - (i) the appointment, suspension, punishment, removal and duties of such officers and servants ;
 - (j) the grant of pensions and gratuities and leave and leave-allowances to such officers and servants, and the remuneration to be paid to the persons (if any) appointed to act for them whilst on leave ;
 - (k) the amount and nature of the security (if any) to be furnished by any officer or servant ;
 - (l) the mode in which notices, requisitions and other documents shall be served ; and
 - (m) generally the carrying out of the objects and purposes of its constitution.
- (2) Every bye-law made under this section shall be published in such manner as the Resident may direct.

18. A copy of this Regulation and of the rules and bye-laws thereunder shall be kept at the Settlement Office for public inspection, free of charge, at all reasonable times ; and printed copies thereof, in English and in such other languages as the Resident may from time to time direct, shall be available for purchase at a reasonable price.

19. Any arrears of any toll, cess, tax or other impost, or of any other money claimable under this Regulation, may be recovered on application to a Magistrate having jurisdiction in Aden or in any other place where the person from whom the same is claimable may for the time being be resident, by the distress and sale of any moveable property within the limits of such Magistrate's jurisdiction belonging to such person.

Rules and
bye-laws to
be printed
and sold.

Recovery of
taxes, etc.

Aden Pilgrims and Paupers.

[1902 : Reg. II.]

Prosecutions. 20. Prosecutions under this Regulation may be instituted by the Executive Committee or by any person authorised by it in this behalf, and not otherwise.

Duties and powers of police-officers. 21. (1) Every police-officer shall give immediate information to the Executive Committee of any offence committed against this Regulation or against any rules thereunder, and shall be bound to assist all members, officers and servants of the Executive Committee in the exercise of their lawful authority.

(2) Any police-officer may arrest any person committing in his view any offence against this Regulation or against any rules thereunder —

(a) if the name and address of the person are unknown to him ; and

(b) if the person declines to give his name and address, or if there is reason to doubt the accuracy of the name and address given by him.

(3) A person arrested under this section may be detained at the police-station until his name and address have been correctly ascertained :

Provided that no person so arrested shall be detained, without the order of a Magistrate, longer than may be necessary for bringing him before a Magistrate.

Resident to act till constitution of Executive Committee. 22. All things which under this Regulation may be done by, to or before the Executive Committee, may, until such Executive Committee shall have been constituted, be done by, to or before the Resident.

REGULATION No. II of 1902.

[Received the assent of the Governor General on the 26th June, 1902 ; published in the Gazette of India on the 28th idem ; and in the Bombay Government Gazette on the 3rd July, 1902.]

A Regulation further to amend the ¹ Aden Pilgrims and Paupers Regulation, 1887.

WHEREAS it is expedient further to amend the ¹ Aden Pilgrims and Paupers Regulation, 1887 ; It is hereby enacted as follows :—

XI of 1887.

Amendment of Regulation XI, 1887, section 7. 1. In sub-section (1) of section 7 of the ¹ Aden Pilgrims and Paupers Regulation, 1887, the words “ being natives of Asia and Africa ” are hereby repealed.

XI of 1887.

REGULATION No. II of 1908.

[THE PERIM PEARL FISHERY REGULATION, 1908.]

[Received the assent of the Governor General on the 16th September, 1908, published in the Gazette of India on 26th idem; and in the Bombay Government Gazette on the 1st October, 1908.]

A Regulation for Protecting the Perim Pearl Fishery.

WHEREAS the right to fish for pearl and pearl shell in the territorial waters of the Island of Perim belongs exclusively to Government; and whereas it is expedient to provide for the protection of this right by prohibiting fishing by the public save under license; It is hereby enacted as follows:—

1. This Regulation may be called the Perim Pearl Fishery Regulation, Short title. 1908.

2. In this Regulation, unless there is anything repugnant in the subject Definitions, or context,—

(1) “Resident” means the Political Resident at Aden; and

(2) “pearl oyster” includes the brood and spawn of pearl oysters, but does not include ordinary edible oysters.

3. No person shall fish for pearl or pearl shell in the territorial waters of Perim except under a license granted by the Resident and to the extent and in the manner prescribed thereby.

4. (1) The Resident, with the previous sanction of the Local Government, may make rules to carry out the purposes and objects of this Regulation.

Prohibition of fishing for pearl without license.

Power of Resident to make rules.

(2) In particular and without prejudice to the generality of the foregoing power, such rules may—

(a) prescribe the form of licenses, the period and limits within which, and the conditions subject to which, licenses may be granted, and the fees to be paid by licensees;

(b) regulate the management and inspection of the fishery and prescribe the seasons of fishing and the size of shell which may be taken; and

(c) prescribe the accounts to be kept and the returns to be submitted by licensees, the particulars to be entered therein, and the manner in which they should be verified.

(3) All rules made under this section shall be published in the local official Gazette, and on such publication shall have effect as if enacted in this Regulation.

Certain acts
prohibited.

5. No person other than a licensee, and his agents, servants and workmen, acting within the limits, if any, prescribed in his license, shall do, within the territorial waters of Perim, any of the following things, namely :—

- (1) use any implement of fishing, except a line and hook or a net, adapted solely for catching floating fish and so used as not to disturb or injure in any manner any pearl oyster bed or pearl oysters or the pearl fishery ; or
- (2) dredge for ballast or any other substance, whether of the like description or not, except under a lawful authority for improving the navigation ; or
- (3) place any implement, apparatus or thing prejudicial or likely to be prejudicial to any pearl oyster bed or pearl oysters or to the pearl fishery, except for a lawful purpose of navigation or anchorage ; or
- (4) except as last aforesaid, disturb or injure in any manner any pearl oyster bed or pearl oysters or the pearl fishery.

Penalties.

6. (1) Whoever does any act in contravention of section 5 shall be punishable—

- (a) for the first offence with imprisonment for a term which may extend to three months, or with fine which may extend to two hundred rupees, or with both ; and
- (b) for the second and every subsequent offence with imprisonment for a term which may extend to six months, or with fine which may extend to five hundred rupees, or with both.

(2) Whoever wilfully does any act in contravention of any rule made under section 4 or any condition of a license granted under section 3 shall be punishable with imprisonment for a term which may extend to three months, or with fine which may extend to two hundred rupees, or with both.

Procedure.

7. Any offence under this Regulation committed in the territorial waters of Perim may be tried, punished and in all respects dealt with as if it had been committed on the land abutting on the sea coast of the Island of Perim.

Liability of
master of
ship for
offences com-
mitted on
board.

8. Where any offence under this Regulation has been committed by some person conveyed in a ship or boat, the master or person for the time being in charge of such ship or boat shall be deemed to have committed such offence unless he proves that he used due diligence to enforce the observance of this Regulation and that the offence in question was actually committed by some other person without his connivance, and that the actual offender has been convicted, or that he has taken all practical means in his power to prosecute such offender (if alive) to conviction.

9. On the conviction of any person for an offence punishable under this Regulation, the convicting Court may, in addition to any other penalty prescribed for such offence, order the forfeiture of all pearl and pearl oysters in respect of which such offender is convicted, and of the ship or boat in which such offender was conveyed, and her tackle, apparel and furniture, and any property on board thereof, and of any implement, apparatus or thing placed or used in contravention of the provisions of this Regulation.

10. Any police-officer, or other person especially empowered by the Resident in this behalf, may arrest without warrant any person committing in his view any offence punishable under this Regulation, or any person reasonably suspected of having been concerned in any such offence who refuses to give his name and residence, or gives a name and residence which there is reason to believe to be false.

REGULATION No. III of 1910.

[THE ADEN ARMS (SEA-TRAFFIC) REGULATION, 1910.]

[Received the assent of the Governor General on the 14th June, 1910 ; published in the Gazette of India on the 25th idem ; and in the Bombay Government Gazette on the 30th idem.]

A Regulation to amend the law relating to restrictions on the sea-traffic in arms, ammunition, military stores and explosives between Aden and places in the Gulf of Aden.

WHEREAS it is expedient to amend the law relating to restrictions on the sea-traffic in arms, ammunition, military stores and explosives between Aden and places in the Gulf of Aden ; It is hereby enacted as follows :—

1. This Regulation may be called the Aden Arms (Sea-traffic) Regulation, 1910.

2. In this Regulation, unless there is anything repugnant in the subject Definitions, or context,—

(a) "Resident" means the Political Resident at Aden ; and

(b) all words and expressions defined in the ¹ Indian Arms Act, 1878, or the ² Indian Explosives Act, 1884, and used in this Regulation shall be deemed to have the meanings respectively assigned to them by those Acts.

¹ Genl. Acts, Vol. II.

² Genl. Acts, Vol. III.

Vessels not to leave Aden without port-clearance.

3. No vessel shall depart or proceed from Aden on a voyage to any place in the Gulf of Aden without obtaining a port-clearance from such officer as the Resident may appoint in this behalf.

Power to require production of port-clearance for vessels arriving at Aden from selected ports.

4. Subject to the control of the Governor of Bombay in Council, the Resident may from time to time prepare and publish a list of selected ports in the Gulf of Aden and declare that the master of any vessel arriving in Aden from any such selected port must produce a port-clearance, granted by the proper authority at such port, authorising the vessel to depart or proceed from such port direct to Aden.

Power to declare any of such ports to be "prescribed ports"

5. Subject to the control of the Governor of Bombay in Council, the Resident may from time to time, by published order, declare that any port included in a list published under section 4 shall be deemed to be a "prescribed port" for the purposes of this Regulation, in respect of any specified portion of the coast-line of the Gulf of Aden.

Power to prohibit grant of port-clearance at Aden for voyages to other than prescribed ports.

6. (1) When any port has been declared under section 5 to be a prescribed port in respect of any portion of the coast-line of the Gulf of Aden, the Resident may, subject to the control of the Governor of Bombay in Council, prohibit the grant of port-clearance at Aden for voyages to any port on such portion of the coast-line other than a prescribed port.

(2) When port-clearance is granted for a voyage to a prescribed port, it shall only authorise the vessel to depart or proceed from Aden direct to such port.

Penalties for leaving Aden without port-clearance or touching at place on way to prescribed port.

7. If any vessel—

- (a) departs or proceeds from Aden on a voyage to any place in the Gulf of Aden without obtaining a port-clearance as required by section 3, or,
- (b) in the case of a voyage to a prescribed port, after leaving Aden and before arriving at the prescribed port, touches at any other place otherwise than by reason of the perils of the sea or other unavoidable accident,

the master and the owner shall, on conviction before a Magistrate, be punishable with fine which may extend to one thousand rupees, or with imprisonment for a term which may extend to six months, or with both.

Penalties for unlawfully carrying

8. If any vessel has, within a period of one year immediately before the institution of a prosecution under this section in respect of the vessel, carried

arms, ammunition, military stores or explosives between any places in the Gulf of Aden without, or in contravention of the terms of,—

arms,
ammunition,
military
stores or
explosives.

(a) a license granted at Aden by such officer as the Resident may appoint in this behalf, or

(b) a pass granted elsewhere by a public official whose designation is included in a list to be prepared and published from time to time by the Resident subject to the control of the Governor of Bombay in Council,

the master and the owner shall, on conviction before a Magistrate, be punishable with fine which may extend to five thousand rupees, or with imprisonment for a term which may extend to three years, or with both.

9. If any vessel arrives in Aden from any port mentioned in a list published under section 4,—

Penalties for
arriving in
Aden without
port-clearance
or touching
at place on
way from
prescribed
port.

(a) without having a port-clearance granted by the proper authority at such port, or

(b) having touched after leaving any such port and before arriving in Aden, at any other place otherwise than by reason of the perils of the sea or other unavoidable accident,

the master and the owner shall, on conviction before a Magistrate, be punishable with fine which may extend to one thousand rupees, or with imprisonment for a term which may extend to six months, or with both.

10. (1) Where the owner or master of a vessel is charged with any offence punishable under section 7, section 8 or section 9, the Resident may, by order in writing, direct such vessel to be detained, and where such owner or master is sentenced to pay a fine for any such offence, and the fine is not paid at the time and in the manner prescribed by the order of payment, the Court may, in addition to any other means prescribed by law for enforcing payment, direct that the amount remaining unpaid be levied by distress and sale of such vessel, and the tackle, apparel and furniture thereof, or so much thereof as may be necessary.

Detention,
realization
and confisca-
tion.

(2) Where the owner or master is convicted of any offence punishable under section 8, the Resident may further, by order in writing, direct that the vessel be confiscated.

11. The Resident, with the previous sanction of the Governor of Bombay in Council, may, on or near such public or private wharves or other landing-places as he may deem expedient, establish searching-posts at which all boxes, bales and packages landed or in transit may be detained and searched for arms, ammunition, military stores and explosives by any officer appointed by the Resident in this behalf.

Power for
Resident to
make rules,

12. (1) Subject to the control of the Governor of Bombay in Council, the Resident may make rules to provide for all or any of the following matters, namely :—

- (a) prohibiting the master or owner of a native vessel trading from and to Aden to and from ports in the British Protectorates of Aden and Somaliland from carrying any arms on such vessel, except under a license and in the manner and to the extent permitted by such license ;
- (b) determining the officers by whom, the form in which, and the terms and conditions on and subject to which, any such license shall be granted ; and
- (c) generally, the carrying out of the purposes and objects of this Regulation.

(2) In particular, and without prejudice to the generality of the foregoing power, the rules under clause (b) of sub-section (1) may—

- (a) fix the fee to be charged for any such license ;
- (b) limit the time during which any such license is to continue in force ;
- (c) provide for the renewal of any such license, and its cancellation or suspension in the case of any breach of the terms and conditions on and subject to which it is granted ;
- (d) provide for ascertaining the quantity and description of any arms on board any native vessel ;
- (e) provide for the marking for the purpose of identification, and the registering, of any arms covered by any such license ;
- (f) require the person holding or acting under any such license to produce the same, and to produce or account for the arms covered by the same when called upon by an officer of Government so to do ; and
- (g) provide for the deposit and custody on shore of any arms covered by any such license, while the vessel is in port.

(3) In making any rule under this section, the Resident may direct that a breach of it shall be punishable with imprisonment for a term which may extend to one month, or with fine which may extend to three hundred rupees, or with both.

(4) All rules under this section shall be published locally in such manner as the Resident, subject to the control of the Governor of Bombay in Council, may direct.

Explanation.—For the purposes of this section, “ native vessel ” means a vessel fulfilling one of the two following conditions, namely :—

- (a) it must present the outward appearance of native build or rig ; or
- (b) it must be manned by a crew of whom the master and the majority of the seamen belong by origin to a country having a sea-coast on the Indian Ocean, the Red Sea or the Persian Gulf.

13. Subject to the control of the Governor of Bombay in Council, the Exemption. Resident may declare that all or any of the provisions of this Regulation shall not apply in the case of any vessel or class of vessels, and may from time to time alter or vary any such declaration.

III of 1902. **14.** The Aden Sea-traffic in Arms Regulation, 1902, is hereby repealed. Repeal.

REGULATION No. V OF 1919.

[Received the assent of the Governor General on the 29th September, 1919 ; and published in the Gazette of India on the 4th October, 1919, and in the Bombay Government Gazette on the 9th October, 1919.]

A Regulation to amend the Aden Settlement Regulation, 1900.

WHEREAS it is expedient to amend the Aden Settlement Regulation,
VII of 1900. 1900 ; It is hereby enacted as follows :—

1. This Regulation may be called the Aden Settlement (Amendment) Short title. Regulation, 1919.

VII of 1900. **2.** After section 11 of the Aden Settlement Regulation, 1900, the Insertion of new section following section shall be inserted, namely :—
11A. in Reg. VII of 1900.

[*Supra*, p. 289.]

APPENDIX.

ENACTMENTS NOTIFIED FOR SCHEDULED DISTRICTS IN BOMBAY UNDER THE 'SCHEDULED DISTRICTS ACT, 1874.

The Scheduled Districts in Bombay are—

1. The Province of Sindh,¹
2. Aden.²
3. The villages belonging to the following Mehwassi Chiefs³:—
 - (1) the Párví of Káthí ;
 - (2) the Párví of Nál ;
 - (3) the Párví of Singpúr ;
 - (4) the Walwi of Gaothálí ;
 - (5) the Wassáwa of Chikhlí ;
 - (6) the Párví of Nawalpúr.

¹ Genl. Acts, Vol. II.

² See Part II of the First Schedule to Act 14 of 1874—Genl. Acts, Vol. II.

The provisions of the Government of India Act, 1870 (33 & 34 Vict., Chapter 3), section 1, were declared applicable to the districts (talugs) of Kohistan, Johi, Nasirabad, Sujawal, Sihwan, Kakkur, Kumber, Jacobabad, Thal and Kasmur from 1st January, 1873, *see* Gazette of India, 1873, Pt. I, p. 1076. The Government of India Act, 1870 (33 & 34 Vict., Ch. 3) has been repealed by the Government of India Act, 1915 (5 and 6 Geo. 5, Ch. 61), which is now included in what is called the Government of India Act.

³ Aden was declared, by the Scheduled Districts Act, 1874, to be a scheduled district—*see* Part II of the First Schedule to the Act—Genl. Acts, Vol. II.

The provisions of the Government of India Act, 1870 (33 & 34 Vict., Chapter 3), section 1, were declared applicable to the Island of Perim from the 10th September, 1884—Gazette of India, 1887, Pt. I, p. 239. The Island therefore became a scheduled district, under the operation of the Scheduled Districts Act, 1874, s. 1.—Genl. Acts, Vol. II. The Government of India Act, 1870 (33 & 34 Vict., Ch. 3), has been repealed by the Government of India Act, 1915 (5 and 6 Geo. 5, Ch. 61), which is now included in what is called the Government of India Act. *See* s. 71 of the latter Act.

The provisions of the Government of India Act, 1870 (33 & 34 Vict., Chapter 3), section 1, were declared applicable to Aden from the 30th September, 1885—Gazette of India, 1885, Pt. I, p. 675. The Government of India Act, 1870 (33 & 34 Vict., Ch. 3), has been repealed by the Government of India Act, 1915 (5 and 6 Geo. 5, Ch. 61), which is now included in what is called the Government of India Act. *See* s. 71 of the latter Act.

The said provisions were again declared applicable, from the 9th November, 1886, to the "Settlement of Aden and its dependencies (for the time being), inclusive of the villages of Shaikh Othman, Imad and Hiswa, the Island of Perim and Little Aden"—Gazette of India, 1887, Pt. I, p. 33. This declaration was made in continuation of the declarations as to Perim and Aden noted immediately above—Gazette of India, 1887, Pt. I, p. 240.

It has since been enacted that "in all enactments and rules heretofore or hereafter passed and made by the Governor General in Council or the Governor of Bombay in Council, the word 'Aden' shall, unless there is something repugnant in the subject or context, or the word is used with reference to Her Majesty's Vice-Admiralty Court at Aden, be construed to mean the settlement of Aden and such of its dependencies for the time being, inclusive of the villages of Shaikh Othman, Imad and Hiswa, the Island of Perim and Little Aden, as are administered by the Governor of Bombay in Council"—*see* the Aden Laws Regulation, 1891 (2 of 1891), s. 2, *supra*.

• *See* Part II of the First Schedule to the Scheduled Districts Act, 1874—Genl. Acts, Vol. II.

[The Panch Maháls ceased to be a Scheduled District from 1st May, 1885—see the Panch Maháls Laws Act, 1885 (VII of 1885), s. 4, *supra*.]

[Peint ceased to be a Scheduled District from 1st January, 1895—see the Peint Laws Act, 1894 (Bom. Act. II of 1894), Vol. III of this Code.]

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE 'SCHEDULED DISTRICTS ACT, 1874.

N.B.—In column 5 are shown those exceptions, restrictions and modifications only which are specifically mentioned in the notifications set out in column 6. When an enactment is declared in force in, or extended to, a scheduled district by notification under the Scheduled Districts Act, it is understood that the enactment is declared in force or extended subject to any modifications made in it by the Legislature up to the date of the notification. This is sometimes, though not always, expressed in the notifications themselves; but, whether expressed or not, such modifications are not noted in column 5 of these Lists except where they are detailed in the notifications set out in column 6. They are noted in the Chronological Tables published with each of the volumes of this Code, or (in the case of General Acts) with the volumes of General Acts issued by the Legislative Department of the Government of India.

1.—THE PROVINCE OF SINDH.

[The 'Scheduled Districts Act, 1874, was brought into force in the Province of Sindh by the following Notification, namely:—

No. 1471, dated the 1st October, 1877.—In exercise of the power conferred by section 3 of 'Act XIV of 1874 (the Scheduled Districts Act), His Excellency the Governor of Bombay is pleased, with the previous sanction of the Governor General in Council, to declare that the said Act is in force in the Province of Sindh (see *Gazette of India*, 1877, Pt. I, p. 578, and *Bombay Government Gazette*, 1877, p. 871).]

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(1).—*Bombay Regulations.*

1827	² II	Caste-questions; Pleaders.	Declared in force in the Province of Sindh.	...	<i>No. 1254, dated the 30th November, 1880.</i> —In exercise of the
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¹ 'Genl. Acts, Vol. II.

² *Supra*, Part I. So far as the Regulation affects "Pleaders," it has been repealed by Act 18 of 1879 as amended by the Repealing and Amending Act, 1903 (I of 1903), both of which apply to the whole of British India.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(1).—*Bombay Regulations*—*contd.*

1827	II— <i>contd.</i>	Caste-questions; Pleders.	Declared in force in the Province of Sindh.	<p>power conferred by section 3 of Act XIV, 1874¹ (the Scheduled Districts Act, 1874), the Governor of Bombay in Council is pleased, with the previous sanction of the President in Council, to declare that—</p> <p>(a) the enactments mentioned in Schedule A hereto annexed are in force in the Province of Sindh to the extent to which they are in force in any part of the Presidency of Bombay not included in any Scheduled district;</p> <p>(b) the enactments mentioned in Schedule B hereto annexed are in force in the places specified in the fourth column of the said Schedule to the extent specified in the third column thereof.</p> <p>2. Nothing herein contained shall be deemed to affect the</p>
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¹ Genl. Acts, Vol. II.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.
(1).— <i>Bombay Regulations</i> — <i>contd.</i>					
1827	II — <i>concl'd.</i>	Caste-questions; Pleadings.	Declared in force in the Province of Sindh.	.....	operation of any enactment in force in the Province of Sindh and not mentioned in either of the said Schedules. (Here follow the Schedules, which contain, among other enactments, Bombay Regulation II of 1827.) [See <i>Gazette of India</i> , 1880, Pt. I, p. 672, and <i>Bombay Government Gazette</i> , 1880, p. 1067.]
"	IV	Civil Courts [Law to be observed] (section 26).	Declared in force in the Districts of Thar and Parkar and the Upper Sindh Frontier.	.....	[Notification No. 1254, dated 30th November, 1880, <i>supra</i> , p. 804.]
"	"	Ditto ...	Declared in force in the Districts of Karachi, Hyderabad and Shikarpur.	.....	Ditto.
"	V	Acknowledgment of Debts; Interest; Mortgages.	Declared in force in the Province of Sindh.	... ..	Ditto.
"	VIII	Administration of Estates.	Ditto ...	.....	Ditto.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(1).—*Bombay Regulations—concl'd.*

1827	XII	Police (Duties and Powers of Magistrates).	Declared in force in the Province of Sindh.	.....	Notification No. 1254, dated 30th November, 1880, <i>supra</i> p. 304.
"	XIII	Criminal Courts (Substitution of letter for summons).	Ditto ...	.....	Ditto.
"	XXII	Military Authority [Assistance to marching troops.] (Sections 40 to 43.) ¹	Ditto .	Except the following portions, namely— In section 42 the word "both" and the last seven words in clause 4.	Ditto.
"	XXV	State Prisoners.	Ditto ...	.....	Ditto.

(2).—*Acts of the Governor General in Council.*

1837	IV	*The Property in Land Act, 1837.	Declared in force in the Province of Sindh.	.....	Notification No. 1254, dated 30th November, 1880, <i>supra</i> p. 304.
"	XXVII	Salt.	Ditto ...	Except sections 1 and 12.	Ditto.

¹ *Supra*, Part I.

² The whole of Bom. Reg. 22 of 1827, except sections 40 to 43 (printed *supra*, pp. 20 to 22), was repealed by the Cantonments Act, 1889 (13 of 1889)—which applies to the whole of British India. The Cantonments Act, 1889, has since been repealed by Act 15 of 1910, Genl. Acts, Vol. VII.

³ Printed, *supra*, pp. 20 to 22.

⁴ Genl. Acts, Vol. I. This title was given by the Indian Short Titles Act, 1907 (14 of 1907), Genl. Acts, Vol. IV.

⁵ Not republished. This Act has been repealed (except in Sindh) by Bom. Act 7 of 1873.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

I.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.
(2).— <i>Acts of the Governor General in Council—contd.</i>					
1838	¹ XIX	¹ The Bombay Coasting Vessels Act, 1838.	Declared in force in the Province of Sindh.	.....	Notification No. 1254, dated 30th November, 1880, <i>supra</i> , p. 304.
1839	¹ XX	¹ The Bombay Il a q q a Prohibition Act, 1839.	Ditto ..	.....	Ditto.
"	² XXXII	² The Interest Act, 1839.	Ditto ...	.....	Ditto.
1841	² X	² The Indian Registration of Ships Act, 1841.	Ditto ...	.....	Ditto.
"	² XIX	² The Succession (Property Protection) Act, 1841.	Ditto ...	.....	Ditto.
1843	² V	² The Indian Slavery Act, 1843.	Ditto ...	.....	Ditto.
1844	¹ XIX	¹ The Bombay Town-duties Abolition Act, 1844.	Ditto ...	.....	Ditto.
1846	² I	² The Legal Practitioners Act, 1846.	Ditto ...	... ..	Ditto.

¹ *Supra*. This short title was given by Bombay Act 2 of 1921, Vol. V of this Code.

² Genl. Acts, Vol. I.

³ These titles were given by the Indian Short Titles Act, 1897 (14 of 1897), Genl. Acts, Vol. IV.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(2).—Acts of the Governor General in Council—*contd.*

1850	¹ V	The Indian Coasting Trade Act, 1850 ² .	Declared in force in the Province of Sindh.	.. ...	Notification No. 1254, dated 30th November, 1880, <i>supra</i> , p. 304.
„	¹ XI	The Indian Registration of Ships Act (1841) Amendment Act, 1850 ² .	Ditto ...	.....	Ditto.
„	¹ XII	The Public Accountants Defaults Act, 1850.	Declared in force in the Districts of Karachi, Hyderabad and Shikarpur.	Except in so far as it applies to Revenue-officers, and except section 6.	Ditto.
„	¹ XVIII	The Judicial Officers Protection Act, 1850 ² .	Declared in force in the Province of Sindh.	.....	No. 1023, dated the 9th August, 1878. —In exercise of the power conferred by section 3 of Act XIV of 1874 (the Scheduled Districts Act), the Governor of Bombay in Council is pleased, with the previous sanction of the Governor General in Council, to declare that the enactments mentioned in the first column of the Schedule hereto annexed are in force in the Province of Sindh to the extent mentioned in the third column of the said Schedule.

¹ Genl. Acts, Vol. I.

² These titles were given by the Indian Short Titles Act, 1907 (14 of 1897), Genl. Acts, Vol. IV.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(2).—*Acts of the Governor General in Council—contd.*

1850	XVIII — <i>contd.</i>	The Judicial Officers Protection Act, 1850.	Declared in force in the Province of Sindh.	... ..	(Here follows the Schedule, which contains, among other enactments, Act XVIII of 1850.) [See <i>Gazette of India</i> , 10th August, 1878, Pt. I, p. 481, and <i>Bombay Government Gazette</i> , 1878, Pt. I, p. 503.]
"	¹ XIX	¹ The Apprentices Act, 1850.	Ditto ...	.....	Notification No. 1254, dated 30th November, 1880, <i>supra</i> , p. 304.
"	¹ XXI	¹ The Caste Disabilities Removal Act, 1850.	Ditto ...	.....	Ditto.
"	¹ XXXIV	¹ The State Prisoners Act, 1850.	Ditto ...	.....	Ditto.
"	¹ XXXVII	² The Public Servants (Inquiries) Act, 1850.	Ditto ...	... ..	Ditto.
1852	¹ VIII	¹ The Sheriff's Fees Act, 1852.	Ditto ...	.....	Ditto.
"	¹ XXX	² The Indian Naturalization Act, 1852.	Ditto ...	.....	Ditto.

¹ Genl. Acts, Vol. I. These titles were given by the Indian Short Titles Act, 1897 (14 of 1897), Genl. Acts, Vol. IV.

² This title was given by the Public Servants (Inquiries) Act (1850) Amendment Act, 1897 (1 of 1897), S. 1, Genl. Acts, Vol. IV.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(2).—*Acts of the Governor General in Council—contd.*

1853	¹ II	¹ The Landholders' Public Charges and Duties Act, 1853.	Declared in force in the Province of Sindh.	.....	Notification No. 1254, dated 30th November, 1880, <i>supra</i> , p. 304.
"	¹ XX	¹ The Legal Practitioners Act, 1853.	Ditto ...	".....	Ditto.
1854	¹ XXXI	¹ The Conveyance of Land Act, 1854.	Ditto ...	.....	Ditto.
1855	¹ XI	¹ The Mesne Profits and Improvements Act, 1855.	Ditto ...	.....	Ditto.
"	¹ XII	¹ The Legal Representatives' Suits Act, 1855.	Ditto ...	.....	Ditto.
"	¹ XIII	¹ The Indian Fatal Accidents Act, 1855.	Ditto ...	.....	Ditto.
"	¹ XXIV	¹ The Penal Servitude Act, 1855.	Ditto ...	.....	Ditto.
"	¹ XXVIII	¹ The Usury Laws Repeal Act, 1855.	Ditto ...	.....	Ditto.

¹ Genl. Acts, Vol. I. These titles were given by the Indian Short Titles Act, 1897 (14 of 1897), Genl. Acts, Vol. IV.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(2).—*Acts of the Governor General in Council—contd.*

1856	¹ IX	¹ The Indian Bills of Lading Act, 1856.	Declared in force in the Province of Sindh.	.....	Notification No. 1254, dated 30th November, 1880, <i>supra</i> , p. 304.
"	¹ XI	¹ The European Deserters Act, 1856.	Ditto ...	.....	Ditto.
"	¹ XV	¹ The Hindu Widows' Re-marriage Act, 1856.	Ditto ...	.....	Ditto.
1857	¹ XXIX	¹ The Bombay Land-Customs Act, 1857.	Ditto ...	.....	Ditto.
1858	¹ III	¹ The State Prisoners Act, 1858.	Ditto ...	.. ..	Ditto.
1859	¹ I	¹ The Indian Merchant Shipping Act, 1859.	Ditto ...	Except the following portions, namely : Sections 1, 17, 21, 81, 82, 100, 101, 102 ; in section 63 the words "or in any station of the Settlement of Prince of Wales' Island, Singapur and Malacca, to the Court of Judicature there"; in section 67 the words "and in the Straits Settlement in such manner as the Governor shall notify"; and in section 112 the last eleven words.	Notification No. 1023, dated 9th August 1878, <i>supra</i> , p. 309.

¹ Genl. Acts, Vol. I. The titles to these Acts were given by the Indian Short Titles Act, 1897 (13 of 1897), Genl. Acts, Vol. IV.

² *Supra*. This short title was given by Bom. Act 2 of 1921, Vol. V of this Code.

³ These words were repealed by the Repealing Act, 1876 (13 of 1876).

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(2).—*Acts of the Governor General in Council—contd.*

1859	IX	¹ The Forfeiture Act, 1859.	Declared in force in the Province of Sindh.	.....	Notification No. 1251, dated 30th November, 1830, <i>supra</i> , p. 304.
1860	XXI	¹ The Societies Registration Act, 1860.	Extended to the Province of Sindh.	... ..	No. 1255, dated the 30th November 1830.—In exercise of the power conferred by section 5 of Act XIV of 1874 (the Scheduled Districts Act, 1874), the Governor of Bombay in Council is pleased, with the previous sanction of the President in Council, to extend Act XXI of 1860 (Registration of Societies) and Act I of 1877 (the Specific Relief Act) to the Province of Sindh. [See <i>Gazette of India</i> , 4th December, 1880, Pt. I, p. 676, and <i>Bombay Government Gazette</i> , 1880, Pt. I, p. 1072.]

¹ This title was given by the Indian Short Titles Act, 1897 (14 of 1897), Genl. Acts, Vol. IV.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.
(2).— <i>Acts of the Governor General in Council—contd.</i>					
1860	XLVIII	¹ Brothels (section 14).	Extended to the City of Karachi.	...	No. 38, dated the 4th March, 1884.—In exercise of the power conferred by section 5 of Act XIV of 1874 (the Scheduled Districts Act), the Government of Bombay is pleased, with the previous sanction of the Governor General in Council, to extend section 14 (providing for the regulation of brothels) of Act XLVIII of 1860 to the City of Karachi. [See <i>Gazette of India</i> , 1884, Pt. I, p. 110, and <i>Bombay Government Gazette</i> , 1884, Pt. I, p. 183.]
		Ditto ...	Extended to the City of Hyderabad.		No. 91, dated the 8th July, 1884.—In exercise of the power conferred by section 5 of Act XIV of 1874 (the Scheduled Districts Act), the Government of Bombay is pleased, with the previous sanction of the Governor General in Council, to extend section 14 (providing for the regulation of brothels) of Act XLVIII of 1860 to the City of Hyderabad.

¹ Act 48 of 1860 was repealed so far as it affects the town of Bombay by the City of Bombay Police Act, 1902 (Bom. Act 4 of 1902), Vol. IV of this Code.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(2).—Acts of the Governor General in Council—*contd.*

1860	XLVIII — <i>contd.</i>	Brothels (section 14.)	Extended to the City of Hyderabad.	.....	[See <i>Gazette of India</i> , 1884, Pt. I., p. 259, and <i>Bombay Government Gazette</i> , 1884, Pt. I, p. 517.]
1863	XVI	The Excise (Spirits) Act, 1863. ¹	Declared in force in the Province of Sindh.	.....	Notification No. 1254, dated 30th November, 1880, <i>supra</i> , p. 304.
"	¹ XXXI	The Official Gazette Act, 1863. ¹	Ditto ...	.....	Ditto.
1864	¹ III	The Foreign- ers Act, 1864. ²	Ditto ...	Except the last fif- teen words of sec- tion 24.	Notification No. 1023, dated 9th August, 1878, <i>supra</i> , p. 309.
1865	¹ III	The Carriers Act, 1865.	Ditto ...	.....	Notification No. 1254, dated 30th November, 1880, <i>supra</i> , p. 304.

¹ General Acts, Vol. I.

² These titles were given by the Indian Short Titles Act, 1897 (14 of 1897), Genl. Acts, Vol. IV.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.
1865	¹ XV	The Parsi Marriage and Divorce Act, 1865.	Declared in force in the Province of Sindh.	.....	[See Notification No. 1254, dated 30th November, 1880, <i>supra</i> , p. 304.]
"	¹ XXI	The Parsi Intestate Succession Act, 1865. ²	Ditto ...	.....	Ditto.
1866	¹ XXI	The Native Converts' Marriage Dissolution Act, 1866.	Ditto ...	.....	Ditto.
1867	¹ XXV	The Press and Registration of Books Act, 1867. ²	Ditto ...	.....	Ditto.
1869	¹ XIV	Civil Courts (sections 3 and 4).	Extended to the Province of Sindh.	.....	No. 384, dated the 17th March, 1882.—In exercise of the power conferred by section 5 of Act XIV of 1874 (the Scheduled Districts Act, 1874), the

¹ Genl. Acts, Vol. I.

² These titles were given by the Indian Short Titles Act, 1897 (14 of 1897), Genl. Acts, Vol. IV.

³ *Supra*.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.
(2).— <i>Acts of the Governor General in Council—contd.</i>					
1869	¹ XIV— <i>contd.</i>	Civil Courts (sections 3 and 4).	Extended to the Province of Sindh.	.....	Governor of Bombay in Council is pleased, with the previous sanction of the Governor General in Council, to extend sections 3 and 4 of Act XIV of 1869 (the Bombay Civil Courts Act, 1869), to the Province of Sindh. [See <i>Gazette of India</i> , 1882, Pt. I, p. 140, and <i>Bombay Government Gazette</i> , 1882, Pt. I, p. 224.]
	"	Civil Courts (sections 12 and 13).	Ditto ...	.....	No. 1609, dated the 23rd December, 1881.—In exercise of the power conferred by section 5 of Act XIV of 1874 (the Scheduled Districts Act, 1874), the Governor of Bombay in Council is pleased, with the previous sanction of the Governor General in Council, to extend sections 12 and 13 of Act XIV of 1869 (the Bombay Civil Courts Act, 1869), to the Province of Sindh. [See <i>Gazette of India</i> , 1881, Pt. I, p. 618, and <i>Bombay Government Gazette</i> , 1882, Pt. I, p. 2.]

¹ *Supra*.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(2).—*Acts of the Governor General in Council—contd.*

1869	XIV— <i>contd.</i>	Civil Courts (so much of section 23 as provides that the Subordinate Judges shall hold their Courts at such place or places as the Governor of Bombay in Council may from time to time appoint within the local limits of their respective jurisdictions).	Extended to the province of Sindh.	.....	No. 825, dated the 12th June, 1882.—In exercise of the power conferred by section 5 of Act XIV of 1874 (the Scheduled Districts Act, 1874), the Governor of Bombay in Council is pleased, with the previous sanction of the Governor General in Council, to extend so much of section 23 of Act XIV of 1869 (the Bombay Civil Courts Act, 1869), to the Province of Sindh as provides that the Subordinate Judges shall hold their Courts at such place or places as the Governor of Bombay in Council may from time to time appoint within the local limits of their respective jurisdictions. [See <i>Gazette of India</i> , 1882, Pt. I, p. 233, and <i>Bombay Government Gazette</i> , 1882, Pt. I, p. 451.]
	"	Civil Courts (sections 24 to 28).	Ditto ...	.....	No. 9099, dated the 14th December, 1897.—In exercise of the power conferred by section 5 of the Scheduled

¹ *Supra.*

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.
(2).— <i>Acts of the Governor General in Council—contd.</i>					
1869	XIV — <i>contd.</i>	Civil Courts (sections 24 to 28).	Extended to the Province of Sindh.	.....	Districts Act, 1874 (XIV of 1874), and with the previous sanction of the Governor General in Council, the Governor of Bombay in Council is pleased to extend sections 24 to 28 (both inclusive) of the Bombay Civil Courts Act, 1869 (XIV of 1869), to the Province of Sindh. [See <i>Gazette of India</i> , 1898, Pt. I, p. 30.]
"	"	Civil Courts (sections 9, 10 and 41).	Ditto ...	.....	No. 3072, dated the 6th June, 1906.—In exercise of the power conferred by section 5 of the Scheduled Districts Act, 1874 (XIV of 1874), the Governor in Council, with the previous sanction of the Governor General in Council, is pleased to extend sections 9, 10 and 41 of the Bombay Civil Courts Act, 1869 (XIV of 1869), to the Province of Sindh. [See <i>Bombay Government Gazette</i> , 1906, Pt. I, p. 692, and <i>Gazette of India</i> , 1906, Pt. I, p. 421.]

¹*Supra.*

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

I.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(2).—*Acts of the Governor General in Council—contd.*

1869	¹ XIV — <i>contd.</i>	Civil Courts [sections 14 to 20; so much of section 23 as has not already been extended; section 32 (as amended by the Bombay Revenue Jurisdiction Acts, 1876 and 1880); and sections 35, 36, 37 and 43.]	Extended to the Province of Sindh.	.....	² No. 741, dated the 9th May, 1887.—In exercise of the power conferred by section 5 of the Scheduled Districts Act, 1874, His Excellency the Governor of Bombay in Council is pleased, with the previous sanction of the Governor General in Council, to extend to the Province of Sindh sections 14 to 20, both inclusive, section 32 (as amended by the Bombay Revenue Jurisdiction Acts, 1876 and 1880), and sections 35, 36, 37 and 43 of the Bombay Civil Courts Act, 1869, and so much of section 23 of the said Act as has not already been extended, to the said Province. [See <i>Gazette of India</i> , 1887, Pt. I, p. 231, and <i>Bombay Government Gazette</i> , 1887, Pt. I, p. 452.]
"	"	Civil Courts (section 32).	Ditto	---	No. 4649, dated the 1st July, 1915.—In exercise of the powers conferred by section 5 of the Scheduled

¹ *Supra.*

² This notification was republished by the Government of Bombay in their Notification No. 3053, dated 27th May 1887—See *Bombay Government Gazette*, 1887, Pt. I, p. 452.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(2).—Acts of the Governor General in Council—*contd.*

1869	¹ XIV — <i>contd.</i>	Civil Courts (section 32).	Extended to the Province of Sindh.	.....	Districts Act, 1874 (XIV of 1874), and in modification of Government Notification in the Judicial Department ² No. 3053, dated the 27th May, 1897, the Governor in Council is pleased, with the previous sanction of the Governor General in Council, to extend to the Province of Sindh section 32 of the Bombay Civil Courts Act, 1869 (XIV of 1869), as further amended by the Bombay Civil Courts Amendment Act, 1914 (Bom. V of 1914). [<i>See Bombay Government Gazette</i> , 1915, Pt. I, p. 1732.]
"	"	Civil Courts (section 40).	Ditto ...	....	No. 1374, dated the 29th October, 1884.—In exercise of the power conferred by section 5 of Act XIV of 1874 (the Scheduled Districts Act, 1874), the Governor of Bombay in Council is

¹ *Supra.*

² See footnote 2 on previous page.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.
(2).— <i>Acts of the Governor General in Council—contd.</i>					
1869	XIV — <i>concl'd.</i>	Civil Courts (section 40).	Extended to the Province of Sindh.	....	pleased, with the previous sanction of the Governor General in Council, to extend section 40 of Act XIV of 1869 (the Bombay Civil Courts Act, 1869) to the Province of Sindh. [See <i>Gazette of India</i> , 1884, Pt. I, p. 371, and <i>Bombay Government Gazette</i> , 1881, Pt. I, p. 978.]
"	"	Civil Courts (section 41A).	Ditto ..	.....	No. 480, dated the 21st January, 1901.—In exercise of the power conferred by section 5 of the Scheduled Districts Act, 1874 (XIV of 1874), and with the previous sanction of the Governor General in Council, the Governor of Bombay in Council is pleased to extend section 41A of the Bombay Civil Courts Act, 1869 (XIV of 1869), as amended by Act I of 1900, to the Province of Sindh. [See <i>Bombay Government Gazette</i> , 1901, Pt. I, p. 171, and <i>Gazette of India</i> , 1901, Pt. I, p. 74.]

¹*Supra.*

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(2).—Acts of the Governor General in Council—*contd.*

1877	I	Specific Relief.	Extended to the Province of Sindh.	.....	Notification No. 1255, dated 30th November, 1880, <i>supra</i> , p. 313.
1908	V	Code of Civil Procedure, 1908.	Extended to the Province of Sindh.	Except section 1 and sections 155 to 158 which are already in force.	No. 6814, dated the 29th December, 1908—In exercise of the power conferred by section 5 of the Scheduled Districts Act, 1874 (XIV of 1874), the Governor in Council, with the previous sanction of the Governor General in Council, is pleased to extend to the Province of Sindh the Code of Civil Procedure, 1908 (V of 1908), except section 1 and sections 155 to 158, which are already in force in the said Province. [See Gazette of India, 1909, Pt. I, p. 32, and Bombay Government Gazette, Extraordinary, dated 1st January 1909.]

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(2).—*Acts of the Governor General in Council—contd.*

1920	V	¹ The Provincial Insolvency Act, 1920.	Extended to the Province of Sindh.	No. 9080, dated the 30th September, 1920.—In exercise of the powers conferred by section 5 of the Scheduled Districts Act, 1874 (XIV of 1874), the Governor in Council, with the previous sanction of the Governor General in Council, is pleased to extend, with effect from the 15th October, 1920, the Provincial Insolvency Act, 1920 (V of 1920), to the Province of Sindh. [See <i>Gazette of India</i> , 1920, Pt. I, p. 2052, and <i>Bombay Government Gazette</i> , 1920, Pt. I, p. 2765.]
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(3).—*Acts of the Governor of Bombay in Council.*

1864	II	¹ The Bombay Steam-vessels Act, 1864.	Declared in force in the Province of Sindh.	Notification No. 1254, dated 30th November 1880 <i>supra</i> , p. 504.
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¹ Vol. II of this Code. This short title was given by Bom. Act 2 of 1921, Vol. V of this Code.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.
1885	I	^a The Khots Leases Act, 1865 (subject to the provisions of Bom. Act I of 1866).	Declared in force in the Districts of Thar and Parkar and the Upper Sindh Frontier.	Except the following portions, namely:— The proviso to section 14; sections 45, 50 and 51; and in section 1 the last twenty-seven words.	Notification No. 1254, dated 30th November, 1880, <i>supra</i> , p. 304.
"	III	^a The Act for Avoiding Wagers (Amendment).	Declared in force in the Province of Sindh.	.....	Ditto.
1866	VII	^a Hindu Heirs' Relief.	Ditto ...	.....	Ditto.
1866	XIII	^a The Legislative Council Witnesses Act, 1866.	Ditto ...	.....	Ditto.
1868	II	^a Ferries (as amended by Bom. Act II of 1878).	Ditto ...	.....	Ditto.

^a Vol. II of this Code. This short title was given by Bom. Act 2 of 1921, Vol. V of this Code.

^b Bom. Act 1 of 1866 (except s. 37—printed in Vol. II of this Code) is repealed by the Bombay Land-revenue Code, 1879 (Bom. Act 5 of 1879), which was declared in force in Sindh by Notification No. 4955-B., dated the 30th June 1904, *infra*, p. 326. This short title was given by Bom. Act 2 of 1921, Vol. V of this Code.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(3).—*Acts of the Governor of Bombay in Council—contd.*

1875	III	¹ The Tolls on Roads and Bridges Act, 1875.	Declared in force in the Province of Sindh.	.....	Notification No. 1254, dated 30th November, 1880, <i>supra</i> , p. 304.
1879	V	* Bombay Land-revenue Code.	Declared in force throughout the Province of Sindh.	.....	No. 4956-B., dated 30th June, 1904.—In exercise of the power conferred by section 3, clause (a) of the Scheduled Districts Act, 1874 (XIV of 1874), and with the previous sanction of the Governor General in Council, the Governor in Council is pleased to declare that the whole of the Bombay Land-revenue Code, 1879 (Bom. Act V of 1879), is in force throughout the Province of Sindh. [See Gazette of India, 1904, Pt. I, p. 539, and Bombay Government Gazette, 1904, Pt. I, p. 894.]

¹ Vol. II of this Code. This short title was given by Bom. Act 2 of 1921, Vol. V of this Code.
* Vol. II of this Code.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.
(3).— <i>Acts of the Governor of Bombay in Council—contd.</i>					
1890	IV ¹	Bombay District Police.	Extended to the Province of Sindh.	See column 6.	No. 1858, dated 14th March 1902.—In exercise of the power conferred by sections 5 and 5A of the Scheduled Districts Act, 1874 (XIV of 1874), and with the previous sanction of the Governor General in Council, the Governor of Bombay in Council is pleased to extend to Sindh so much of the Bombay District Police Act, 1890 (Bombay Act IV of 1890), except section 18, section 76 and section 77, sub-section (1) as has not already been extended thereto, subject to the restrictions and modifications hereinafter set forth, namely:— 1. In section 2, the words "subject to the provision in section 1, sub-section (2)" shall be omitted. 2. In section 3, for clause (a) the following clauses shall be substituted, namely:— “(a) ‘Commis-sioner’ means the Commissioner in Sindh.”

¹ Vol. III of this Code.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(3).—*Acts of the Governor of Bombay in Council—contd.*

1890	IV — <i>contd.</i>	Bombay District Police.	Extended to the Province of Sindh.	See column 6.	<p>"(aa) 'Deputy Inspector General,' 'District Superintendent' and 'Assistant Superintendent' mean, respectively, a Deputy Inspector General of Police, a District Superintendent of Police and an Assistant Superintendent of Police appointed under this Act."</p> <p>3. In section 5, sub-section (1), for the words "of every portion of the Presidency to which this Act extends, Government shall appoint an Inspector General of Police who" the words "in Sindh, the Commissioner," shall be substituted.</p> <p>In sub-section (2) for the words "Inspector General of Police" the word "Commissioner" shall be substituted.</p>
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I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended	Exceptions, restrictions and modifications.	Notification.

(3).—*Acts of the Governor of Bombay in Council— contd.*

1890	IV — <i>contd.</i>	Bombay District Police.	Extended to the Province of Sindh.	See column 5.	<p>In sub-section (3) the words "Inspector General and" shall be omitted.</p> <p>4. In section 7, for the word "Each" the word "The" shall be substituted, and the words "and the Inspector General of Police throughout the Presidency" shall be omitted.</p> <p>5. In sections 8, 10, 12, 13, 14, 16, 27, 28, 29, 31, 33, 34, and 35, for the words "Inspector General," wherever they occur, the word "Commissioner" shall be substituted.</p> <p>6. In section 11, sub-section (1), for the words "under the seal of the Magistrate" the words "signed by the District Superintendent" shall be substituted.</p> <p>7. In sections 17, 19 and 20, for the words "a Commissioner," wherever they occur, the words</p>
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I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(3).—*Acts of the Governor of Bombay in Council*—*contd.*

1890	IV — <i>contd.</i>	Bombay District Police.	Extended to the Province of Sindh.	See column 6.	<p>"the Commissioner" shall be substituted.</p> <p>8. In section 17, sub-section (2), the words "The order shall in each case be communicated by the Commissioner to the Inspector General" shall be omitted.</p> <p>9. In section 19, the words "and shall be communicated to the Inspector General" shall be omitted.</p> <p>10. In section 28 the words "and the Commissioner" shall be omitted.</p> <p>11. For section 32 the following section shall be substituted:—</p> <p>"32. (1) Every Police officer shall, for all purposes of this Act, be deemed to be always on duty in the area for which he is appointed or to which he is lawfully transferred.</p> <p>(2) Any Police officer and any</p>
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I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Place in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(3).—*Acts of the Governor of Bombay in Council*—*contd.*

1890	IV — <i>contd.</i>	Bombay District Police.	Extended to the Province of Sind.	See column 6.	number* or body of Police officers appointed for one part of the Presidency or of Sindh may, if Government or the Commissioner, respectively, so direct, at any time, be employed on police-duty in any other part of the Presidency or of Sindh, respectively, for so long as the services of the same may be there required. (3) Timely intimation shall, except in cases of extreme urgency, be given to the Magistrate of the district and the District Superintendent by the Commissioner of any proposed transfer under this section, and, except where secrecy is
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I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.
(3).— <i>Acts of the Governor of Bombay in Council—contd.</i>					
1800	IV — <i>contd.</i>	Bombay District Police.	Extended to the Province of Sindh.	See column 6.	<p>necessary, the reasons for the transfer shall be explained; whereupon the officers aforesaid and their subordinates shall give all reasonable furtherance to such transfer."</p> <p>12. In section 78, after the word "Gazette" the words "or the Sindh Official Gazette, as the case may be," shall be inserted.</p> <p>13. In section 80, sub-section (1), for the words "No Commissioner" the words "Neither the Commissioner nor any" shall be substituted.</p> <p>14. For Schedule B, the following Schedule shall be substituted, namely:—</p> <p>"SCHEDULE B. (See Section 11.)</p> <p><i>Form of certificate for Police-officer below the Grade of Inspector.</i></p> <p>A. B. has been appointed to the Police of the district of , and is vested with</p>

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

1.—THE PROVINCE OF SINDH—*concl'd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(3).—*Acts of the Governor of Bombay in Council*—*concl'd.*

1890	IV — <i>concl'd.</i>	Bombay District Police.	Extended to the Province of Sindh.	See column 6.	the powers, functions, and privileges of a Police officer under the Bombay District Police Act, 1890, as extended to Sindh. <i>District Superintendent.</i> " [See <i>Gazette of India</i> , 1902, Pt. I, p. 249.]
1900	I	¹ The Bombay Civil Courts Amendment Act, 1900 (sections 2 and 4 to 8).	Ditto ...	.....	No. 7877, dated the 21st November, 1900.—In exercise of the power conferred by section 5 of the Scheduled Districts Act, 1874 (XIV of 1874), and with the previous sanction of the Governor General in Council, the Governor of Bombay in Council is pleased to extend sections 2, 4, 5, 6, 7 and 8 of the Bombay Civil Courts Act, 1900 (I of 1900), to the Province of Sindh. [See <i>Gazette of India</i> , 1900, Pt. I, p. 823.]

(4).—*Rules having the force of law under section 45 of the^a Indian Councils Act, 1861 (24 & 25 Vict., c. 67).*

Rules promulgated by the Commissioner in Sindh on the 22nd May, 1852.	Alluvion and Diluvion.	Declared in force in the Province of Sindh.	...	[See Notification No. 1254, dated 30th November, 1880, <i>supra</i> , p. 304.]
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¹ Vol. IV of this Code.

^a The Indian Councils Act, 1861 (24 & 25 Vict., c. 67), was repealed by the Government of India Act, 1915 (5 & 6 Geo. 5, c. 61).

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

2.—ADEN.¹

[² The Scheduled Districts Act, 1874, was brought into force in Aden by the following Notification, namely :—

No. 703, dated the 20th June 1879.—In exercise of the power conferred by section 3 of ² Act XIV of 1874 (the Scheduled Districts Act), the Governor of Bombay in Council is pleased, with the previous sanction of the Governor General in Council, to declare that the said Act is in force in Aden (*see Gazette of India*, 1879, Pt. I, p. 434, and *Bombay Government Gazette*, 1879, Pt. I, p. 624).

² The Scheduled Districts Act, 1874, was brought into force in the Island of Perim by the following Notification, namely :—

No. 822, dated the 10th February 1886.—In exercise of the power conferred by section 3 of the ² Scheduled Districts Act (No XIV of 1874), 1874, the Governor of Bombay in Council is pleased, with the previous sanction of the President in Council, to declare that the said Act is in force in the Island of Perim. (*See Gazette of India*, 1886, Pt. I, p. 86, and *Bombay Government Gazette*, 1886, Pt. I, p. 105.)]

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(1).—Bombay Regulations.

1827	² XXV	State Prisoners.	Declared in force in Aden.	Except the following portions, namely :— The first clause of section 4, and the words "or the Judge on circuit" in the second clause of the same section; section 6; the last twenty words of the preamble; and	<i>No. 704, dated the 20th June, 1879.</i> —In exercise of the power conferred by section 3 of Act XIV of 1874 (the Scheduled Districts Act), the Governor of Bombay in Council is pleased, with the previous sanction of the Governor General in Council, to declare
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¹ Reg. 2 of 1891, *supra*, Section 3, provides that any enactment which at the commencement of the Regulation (*i.e.*, the 1st June, 1891) was in force in any part of Aden shall be thereafter deemed, until it is repealed or its operation is withdrawn, to be in force throughout the whole of Aden. "Aden" is defined by section 2 of the Regulation, to mean (except in certain cases) the Settlement of Aden and such of its dependencies for the time being, inclusive of the villages of Shaikh Othman, Imad and Hiswa, the Island of Perim and Little Aden, as are administered by the Governor of Bombay in Council.

² General Acts, Vol. II.

³ *Supra*, 1

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

2.—ADEN—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(1).—*Bombay Regulations—contd.*

1827	XXV — <i>contd.</i>	State Prisoners.	Declared in force in Aden.	the last five words of section 7.	that each of the enactments mentioned in the Schedule hereto annexed is in force at Aden to the extent mentioned in the third column of the said Schedule.
"	"	Ditto ...	Declared in force in the Island of Perim.	Except the following portions, namely:— The first clause of section 4 and the words "or the Judge on circuit" in the second clause of the same section; section 6; the last twenty words of the preamble; and the last	2. Nothing herein contained shall be deemed to affect the operation of any enactment in force at Aden and not mentioned in the said Schedule. (Here follows the Schedule which contains, among other enactments Bombay Regulation XXV of 1827.) [See <i>Gazette of India</i> , 1879, Pt. I, p. 434, and <i>Bombay Government Gazette</i> , 1879, Pt. J, p. 624.] <i>No. 7478, dated the 18th December, 1886.</i> —In exercise of the power conferred by section 3 of the Scheduled Districts Act (XIV of 1874), the Governor of Bombay in Council is pleased, with the previous sanction of the Governor General in Council, to declare that each of the enactments

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

2.—ADEN—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(1).—*Bombay Regulations—concl'd.*

1827	XXV — <i>concl'd.</i>	State prisoners.	Declared in force in the Island of Perim.	five words of section 7.	mentioned in the Schedule hereto annexed is in force in the Island of Perim, to the extent mentioned in the third column of the said Schedule. 2. Nothing herein contained shall be deemed to affect the operation of any enactment in force in the Island of Perim and not mentioned in the said Schedule. (Here follows the Schedule, which contains, among other enactments, Bombay Regulation XXV of 1827.) [See <i>Gazette of India</i> , 1887, Pt. I, p. 5, and <i>Bombay Government Gazette</i> , 1886, Pt. I, p. 1061.]
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(2).—*Acts of the Governor General in Council.*

1841	X	¹ The Indian Registration of Ships Act, 1841.	Declared in force in Aden.	Except in so far as the Act is amended by the ² Indian Merchant Shipping Act, 1875, section 50, and except the following portions, namely:— Section 13; in sections 2, 3, 4, 5, 6,	Notification No. 704, dated 20th June, 1879, <i>supra</i> , p. 334.
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¹ For Act 10 of 1841, see *Genl. Acts Vol. I.* This title was given by the Indian Short Titles Act, 1897 (14 of 1897)—*Genl. Acts, Vol. IV.*

² See now s. 88 of the Indian Merchant Shipping Act, 1883 (5 of 1883), by which this Act has been repealed. Act 5 of 1883 applies to the whole of British India.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

2.—ADEN—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Finers in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(2).—*Acts of the Governor General in Council—contd.*

1841	X — <i>contd.</i>	¹ The Indian Registration of Ships Act, 1841	Declared in force in Aden.	9, 10, 11, 12, 14, 15, 16, 17, 18, 19, 21, 23, 24 and 25, the first six words; in section 8 the first fourteen words; and in section 26 the first eight words.	
	"	Ditto ...	Declared in force in the Island of Perim.	Except in so far as the Act is amended by the ² Indian Merchant Shipping Act, 1883, section 38, and except the following portions, namely:— Section 13; in sections 2, 3, 4, 5, 6, 9, 10, 11, 12, 14, 15, 16, 17, 18, 19, 21, 23, 24 and 25, the first six words; in section 8 the first fourteen words; and in section 26 the first eight words.	Notification No. 7478, dated 18th December, 1886, <i>supra</i> , p. 335.
1843	V	¹ The Indian Slavery Act, 1843.	Declared in force in Aden.	Except the following portions, namely:— In section 1 the first seven words; in sections 2 and 3 the first eight words; and in section 4 the first six words.	Notification No. 704, dated 20th June, 1879, <i>supra</i> , p. 334
"	"	Ditto ..	Declared in force in the Island of Perim.	Ditto ...	Notification No. 7478, dated 18th December, 1886, <i>supra</i> , p. 335.

¹ Genl. Acts, Vol. I. This title was given by the Indian Short Titles Act, 1897 (14 of 1897)—Genl. Acts, Vol. IV.

² See the second footnote on preceding page.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

2.—ADEN—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.
(2).—Acts of the Governor General in Council— <i>contd.</i>					
1850	XI	¹ The Indian Registration of Ships Act (1841) Amendment Act, 1850 ² .	Declared in force in Aden.	Except section 1 ...	Notification No. 704, dated 20th June, 1879, <i>supra</i> , p. 334.
"	"	Ditto ...	Declared in force in the Island of Perim.	Ditto ...	Notification No. 7478, dated 18th December 1886, <i>supra</i> , p. 335.
"	XXXIV	The State Prisoners Act, 1850 ² .	Declared in force in Aden.	.....	Notification No. 704, dated 20th June, 1879, <i>supra</i> , p. 334.
"	"	Ditto ...	Declared in force in the Island of Perim.	.....	Notification No. 7478, dated 18th December, 1886, <i>supra</i> , p. 335.
1852	XXX	The Indian Naturalization Act, 1852 ² .	Declared in force in Aden.	Except the following portions, namely:—Section 9; and in the Schedule the words "as dependent thereon, and that I will be true and faithful to the East India Company".	Notification No. 704, dated 20th June 1879, <i>supra</i> , p. 334.
"	"	Ditto ...	Declared in force in the Island of Perim.	Ditto ...	Notification No. 7478, dated 18th December 1886, <i>supra</i> , p. 335.

¹ Genl. Acts, Vol. I.

² These titles were given by the Indian Short Titles Act, 1897 (14 of 1897), Genl. Acts, Vol. IV.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

2.—ADEN—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.
(2).— <i>Acts of the Governor General in Council—contd.</i>					
1855	XXIV	The Penal Servitude Act, 1855 (Preamble, and sections 1 to 4, 8, and 13 to 15).	Declared in force in Aden.	Except the following portions, namely:— In section 1 the words "after the commencement of this Act," "in the possession, and," "the East" and "Company".	Notification No. 704, dated 20th June 1879, <i>supra</i> , p. 334.
"	"	Ditto ...	Declared in force in the Island of Perim.	Ditto ...	Notification No. 7478, dated 18th December, 1886, <i>supra</i> , p. 335.
1856	XI	The European Deserters Act, 1856.	Declared in force in Aden.	Except the following portions, namely:— In the title and preamble the words "and of the East India Company"; in section 2 the words "or for any of the Settlements of Prince of Wales' Island, Singapur and Malacca," and "Joint Magistrate"; in section 4 the words and figures "Act No. XIV of 1849 or"; and in sections 5, 6 and 7 the words "Joint Magistrate".	Notification No. 704, dated 20th June, 1879, <i>supra</i> , p. 334.
	"	Ditto ...	Declared in force in the Island of Perim.	Ditto ...	Notification No. 7478, dated 18th December, 1886, <i>supra</i> , p. 335.

¹ Genl. Acts, Vol. I. These titles were given by the Indian Short Titles Act, 1857 (14 of 1857), Genl. Acts, Vol. IV.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

2.—ADEN—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications	Notification.
(2).— <i>Acts of the Governor General in Council—contd.</i>					
1858	III	¹ The State Prisoners Act, 1858.	Declared in force in Aden.	Except section 1 ...	[See Notification No. 701, dated 20th June, 1879, <i>supra</i> , p. 331.]
"	"	Ditto ...	Declared in force in the Island of Perim.	Ditto ..	[See Notification No. 7479, dated 18th December, 1886, <i>supra</i> , p. 335.]
1859	I	¹ The Indian Merchant Shipping Act, 1859 (as amended by the Indian Merchant Seamen's Act, 1876).	Declared in force in Aden.	Except the following portions, namely:—Sections 1, 17, 21, 81, 82, 100, 101 and 102; in section 63 the words "or in any station of the settlement of Prince of Wales' Island, Singapore and Malacca, to the Court of Judicature there"; in section 67 the words "and in the Straits Settlement in such manner as the Governor shall notify"; and in section 112 the last eleven words.	[See Notification No. 704, dated 20th June 1879, <i>supra</i> , p. 331.]
"	"	The Indian Merchant Shipping Act, 1859 (as amended by the Indian Merchant Seamen's Act, 1876, and the Indian Merchant Shipping Act, 1883).	Declared in force in the Island of Perim.	Ditto ...	[See Notification No. 7479, dated 18th December, 1886, <i>supra</i> , p. 335.]

¹ Genl. Acts, Vol. I. These titles were given by the Indian Short Titles Act, 1907 (14) of 1897), Genl. Acts, Vol. IV.

—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

2.—ADEN—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.
(2).— <i>Acts of the Governor General in Council—contd.</i>					
1863	XVI	The Excise (Spirits) Act, 1863.	Declared in force in Aden.	.. ..	Notification No. 704, dated 20th June 1879, <i>supra</i> , p. 334.
"	"	Ditto (as amended by the Indian Tariff Act, 1882, section 6).	Declared in force in the Island of Perim.	.....	Notification No. 7478, dated 18th December, 1886, <i>supra</i> , p. 335.
1864	III	The Foreigners Act, 1864.	Declared in force in Aden.	Except the last fifteen words of section 24.	Notification No. 704, dated 20th June 1879, <i>supra</i> , p. 334.
"	"	Ditto ..	Declared in force in the Island of Perim.	Ditto ...	Notification No. 7478, dated 18th December, 1886, <i>supra</i> , p. 335.
1865	XV	The Parsi Marriage and Divorce Act, 1865 (as amended by subsequent Acts of the Governor General in Council).	Declared in force in the Settlement of Aden and its Dependencies, inclusive of the villages of Sh a i k h O t h m a n, I n a l and H i s w a, the Island of P e r i m and Little Aden.	... ..	No. 1805, dated the 18th March, 1901. —In exercise of the power conferred by section 3 of the Scheduled Districts Act, 1874 (XIV of 1874), the Governor in Council is pleased, with the previous sanction of the Governor General in Council, to declare that the Parsi Marriage and Divorce Act (XV of 1865), as amended by subsequent Acts of the Governor General in Council, and Act XXI of 1865 (<i>An Act to define and</i>

¹ Genl. Acts, Vol. I. This title was given by the Indian Short Titles Act, 1897 (14 of 1897), Genl. Acts, Vol. IV.
Genl. Acts, Vol. I.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

2.—ADEN—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(2).—*Acts of the Governor General in Council—concl'd.*

1865	XV — <i>contd.</i>	The Parsi Marriage and Divorce Act, 1865 (as amended by subsequent Acts of the Governor General in Council).	Declared in force in the Settlement of Aden and its Dependencies, inclusive of the villages of Shaikh Othman, Imad and Hiswa, the Island of Perim and Little Aden.	.....	<i>amend the law relating to Intestate Succession among the Parsis</i> , are in force in the Settlement of Aden and its Dependencies, inclusive of the villages of Shaikh Othman, Imad and Hiswa, the Island of Perim and Little Aden. [See Gazette of India, 1891, Pt. I, p. 170, and Bombay Government Gazette, 1891, Pt. I, p. 251.]
„	XXI	¹ The Parsi Intestate Succession Act, 1865.	Ditto ...	.....	Ditto.
1867	XXV	¹ The Press and Registration of Books Act, 1867.	Declared in force in Aden.	Except sections 2 and 23.	Notification No. 704, dated 20th June, 1879, <i>supra</i> , p. 334.
„	„	Ditto ...	Declared in force in the Island of Perim.	Ditto ...	Notification No. 7478, dated 18th December, ² 1886, <i>supra</i> , p. 335.

¹ Genl. Acts, Vol. I. These titles were given by the Indian Short Titles Act, 1897 (14 of 1897), Genl. Acts, Vol. IV.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

2.—ADEN—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.
(3).— <i>Acts of the Governor of Bombay in Council.</i>					
1863	VI	Public Conveyances (Bombay Town, Suburbs and Harbour).	Declared in force in Aden.	Except the following portions, namely:— Sections 33 and 38; and in section 7 the words "standing in the name of the Commissioner of Customs."	Notification No. 704, dated 20th June, 1879, <i>supra</i> , p. 334.
1867	VII	District Police.	Ditto ...	Except sections 2, 12 and 40.	Ditto.
"	"	Ditto ..	Declared in force in the Island of Perim.	Except the following portions, namely:— Sections 2, 12 and 40; and the last nine words of section 23.	Notification No. 7478, dated 18th December, 1886, <i>supra</i> , p. 335.
1874	II	The Civil Jails Act, 1874.	Ditto ...	Except the following portions, namely:— Section 1; the first twenty-three words of section 6; and the first thirteen words of section 7.	Ditto.
1890	IV	District Police.	Extended to Aden, as defined in section 2 of Regulation II of 1891.	See column 6.	No. 1191, dated the 29th February, 1892.—In exercise of the power conferred by sections 5 and 5A of the Scheduled Districts Act, 1874 (XIV of 1874), as amended by section 2, sub-section (2), of the "Repealing and

¹ Not republished. This Act has been repealed by Bom. Act 7 of 1920.

² Bom. Act 7 of 1867 (except ss. 33 and 34) is repealed by the Bombay District Police Act, 1890 (Bom. Act 4 of 1890). The latter Act was extended to Aden by Notification printed below.

³ This short title was given by Bom. Act 2 of 1921, Vol. V of this Code.

⁴ Vol. III of this Code.

⁵ Genl. Acts, Vol. IV.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

2.—ADEN—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.
(3).— <i>Acts of the Governor of Bombay in Council</i> — <i>contd.</i>					
1800	IV — <i>contd.</i>	District Police.	Extended to Aden, as defined in section 2 of Regulation II of 1891.	See column 6.	Amending Act (XII of 1891), and with the previous sanction of the Governor General in Council, the Governor of Bombay in Council is pleased to extend to Aden, as defined in section 2 of the Aden Laws Regulation (II of 1891), the Bombay District Police Act (Bombay Act IV of 1890), subject to the following restrictions and modifications, <i>viz.</i> :— (1) for the purposes of the said Act, Aden, defined as aforesaid, shall be deemed to be a district of the Presidency of Bombay; (2) the Political Resident, Aden, for the time being, shall be deemed to be the Inspector-General of Police appointed by Government for the said district, and the Inspector-General of Police, Bombay, shall have no authority under the said Act in the said district;

ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY
NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT,
1874—*contd.*

2.—ADEN¹—*concl'd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(3).—*Acts of the Governor of Bombay in Council*—*contd.*

1890	IV — <i>concl'd.</i>	District Police.	Extended to Aden, as defined in section 2 of Regulation II of 1891.	See column 6.	<p>(3) any power or authority conferred by the said Act upon a Commissioner may be exercised in the said district by the Political Resident, Aden, for the time being;</p> <p>(4) for section 32 of the said Act the following shall be deemed to be substituted, <i>viz.</i>—</p> <p>“ (2). Every Police officer shall, for all purposes of this Act, be deemed to be always on duty,”</p> <p>(5) for the first twenty-three words of section 61 of the said Act, the word “whoever” shall be deemed to be substituted;</p> <p>(6) sub-sections (1) and (2) of section 1 and section 76 of the said Act shall be deemed to be repealed.</p> <p>[See Gazette of India, 1892, Pt. I, p. 134, and Bombay Government Gazette, 1892, Pt. I, p. 189.]</p>
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¹For Notification declaring that the following enactments are not in force in the district of Aden, see Bombay Government Gazette, 1900, Pt. I, p. 313 :

(1) Bombay Regulation 17 of 1827.

(2) Bombay Act 7 of 1863, ss. 4 and 5.

(3) “ ” 1 of 1865.

(1) Bombay Act 1 of 1868.

(2) “ ” 4 of 1868.

(3) “ ” 1 of 1875.

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

3.—THE VILLAGES BELONGING TO THE FOLLOWING MEHWASSI CHIEFS :—

- (1) THE PÁRVÍ OF KÁTHÍ, (2) THE PÁRVÍ OF NÁL, (3) THE PÁRVÍ OF SINGPÚR, (4) THE WALWÍ OF GAOHÁLLÍ, (5) THE WASSÁWA OF CHIKHLÍ, AND (6) THE PÁRVÍ OF NAWALPÚR.

[¹ The Scheduled Districts Act, 1874, was brought into force in these villages by the following Notification, namely :—

No. 172, dated the 14th February, 1879.—In exercise of the power conferred by section 3 of the ¹Scheduled Districts Act, 1874, the Governor of Bombay in Council is pleased, with the previous sanction of the Governor General in Council, to declare that the said Act is in force in the villages belonging to the following Mehwassi Chiefs in the Khandesh District :—

- (1) The Párví of Káthí.
(2) The Párví of Nál.
(3) The Párví of Singpúr.
(4) The Walwí of Gaothállí.
(5) The Wassáwa of Chikhlí.
(6) The Párví of Nawalpúr.

(See Gazette of India, 1879, Pt. I, p. 106, and Bombay Government Gazette, 1879, Pt. I, p. 115.)]

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(1).—Bombay Regulations.

1827	XXV	² State Prisoners.	Declared in force in the villages above mentioned.	<i>No. 27, dated the 4th January 1827.</i> —In exercise of the power conferred by section 3 of the ¹ Scheduled Districts Act, 1874, the Governor in Council is pleased, with the previous sanction of the Governor General in Council, to declare
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¹ Genl. Acts, Vol. II.
² *Supra.*

I.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*contd.*

3.—THE VILLAGES BELONGING TO THE FOLLOWING MEHWASSI CHIEFS:—

- (1) THE PÁRVÍ OF KÁTHÍ, (2) THE PÁRVÍ OF NÁL, (3) THE PÁRVÍ OF SINGPÚR, (4) THE WALWÍ OF GAOHÁLLÍ, (5) THE WASSÁWA ON CHIKHLÍ, AND (6) THE PÁRVÍ OF NAWALPÚR—*contd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(1).—*Bombay Regulations*—*contd.*

1827	XXV — <i>contd.</i>	State Prisoners.	Declared in force in the villages above-mentioned.	<p>that Bombay Regulation XXV of 1827 (<i>A Regulation for the confinement of State Prisoners and for the attachment of the lands of Chieftains and others for reasons of State</i>), Act XXXIV of 1850 (<i>An Act for the better custody of State Prisoners</i>) and Act III of 1858 (<i>An Act to amend the law relating to the arrest and detention of State Prisoners</i>) are in force in the villages of the following Mehwassi Chiefs, namely:—</p> <p>(1) The Párví of Káthí. (2) The Párví of Nál. (3) The Párví of Singpúr. (4) The Walwí of Gaothállí. (5) The Wassáwa of Chikhlí. (6) The Párví of Nawalpúr.</p> <p>[See Gazette of India, 1887, Pt. I, p. 33, and Bombay Government Gazette, 1887, Pt. I, p. 19.]</p>
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1.—ENACTMENTS DECLARED IN FORCE, OR EXTENDED, BY NOTIFICATION UNDER THE SCHEDULED DISTRICTS ACT, 1874—*concl'd.*

3.—THE VILLAGES BELONGING TO THE FOLLOWING MEHWASSI CHIEFS¹ :—

(1) THE PÁRVÍ OF KÁTHÍ, (2) THE PÁRVÍ OF NÁI, (3) THE PÁRVÍ OF SINGPÚR, (4) THE WÁIWI OF GAOHÁLI, (5) THE WASSÁWA OF CHIKHÍ, AND (6) THE PÁRVÍ OF NAWALPÚR—*concl'd.*

1	2	3	4	5	6
Year.	No.	Short title or subject.	Places in or to which declared in force or extended.	Exceptions, restrictions and modifications.	Notification.

(2).—*Acts of the Governor General in Council.*

1856	XXXIV	² The State Prisoners Act, 1850.	Declared in force in the villages above-mentioned.	... ..	Notification No. 27, dated 4th January, 1887, <i>supra</i> , p. 346.
1859	III	² The State Prisoners Act, 1853.	Ditto ...	.....	Ditto.

¹ For Notification declaring that the following enactments are not in force in the Mehwassi Chiefs' Villages, see *Bombay Government Gazette*, 1909, Pt. I, p. 313 :

(1) Bombay Regulation 17 of 1827.

(2) Bombay Act 7 of 1863, ss. 4 and 5.

(3) " " 1 of 1865.

(4) Bombay Act 1 of 1863.

(5) " " 4 of 1869.

(6) " " 1 of 1875.

² Genl. Acts, Vol. I. These titles were given by the Indian Short Titles Act, 1897 (14 of 1897), Genl. Acts, Vol. IV.

II.—ENACTMENTS DECLARED BY NOTIFICATION UNDER THE
¹ SCHEDULED DISTRICTS ACT, 1874, NOT TO BE IN FORCE
 IN THE PROVINCE OF SINDH.

1	2	3	4
Year.	No.	Subject.	Notification.
<i>Act of the Governor of Bombay in Council.</i>			
1875	I	Survey and Settlement (amending Bom. Act I of 1865).	<p><i>No. 1112, dated the 13th October 1880:—</i> In exercise of the power conferred by section 3 (b) of Act XIV of 1874 (the Scheduled Districts Act, 1874), the Governor of Bombay in Council is pleased, with the previous sanction of the Governor General in Council, to declare that Bombay Act I of 1875 (<i>An Act to amend (Bombay) Act I of 1865</i>) is not in force in the Province of Sindh.</p> <p>[See Gazette of India, 1880, Pt. I, p. 579, and Bombay Government Gazette, 1880, Pt. I, p. 598.]</p>

¹ Genl. Acts, Vol. II.

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